

**NOTICE AND AGENDA**

**TULSA CITY COUNCIL - REGULAR MEETING**

**6:00 PM, Thursday, September 2, 2010**

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

**INTRODUCTION**

**PLEDGE OF ALLEGIANCE AND PRAYER**

**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:

FILED  
CITY OF TULSA  
STATE OF OKLAHOMA  
2010 AUG 31 P 11 22  
MICHAEL P. KIRK  
CITY CLERK

**1. RECEIPT & FILING OF MINUTES**

- a. Minutes of Special Meeting held August 26, 2010 at 4:00 p.m. 10-671-1
- b. Minutes of Regular Meeting held August 26, 2010 at 5:00 p.m. 10-671-2
- c. Minutes of Regular Meeting held August 26, 2010 at 6:00 p.m. 10-671-3

**2. APPOINTMENTS & REAPPOINTMENTS**

- a. William L. Tisdale Sr. - Appointment to the Tulsa Industrial Authority; term expires 3/7/2012 succeeding John Goodwin. (CD-7) [UED 8/24/10; CC 9/2/10] 10-627-1
- b. Correction changing the term expiration date of George Matson's Reappointment to the Tulsa Economic Development Corporation, to expire 12/31/2011; (16/22 meetings). (CD-7) [UED 5/25/10; CC 6/10/10] 06-1257-4
- c. Correction changing the board in which Glenda Love is being reappointed to the University Center at Tulsa Authority, term expires 6/30/2015; (21/26 meetings). (CD-1) [PW 7/27/10; CC 8/5/10, 9/2/10] 00-372-5
- d. Correction as to the board Cassie Reese is being appointed to the Economic Development Commission; term expires 12/31/2012 succeeding Joe Gaudet. (CD-4) [UED 6/15/10; CC 6/24/10, 9/2/10] 10-449-2

**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 declaring that the real property owned by the City of Tulsa on which the former Fire Department Headquarters was located is no longer necessary for the City's use; authorizing the conveyance of said real property to the Tulsa Development Authority for the purpose of issuing a Request for Proposals for the private sale and redevelopment of the property. (Emergency Clause) [PW 8/31/10] 10-654-1

- c. Resolution authorizing investment in a judgment, to be levied against and paid from monies in the sinking fund for Case No. CJ-09-4513: Sixth Church of Christ Scientist vs. City of Tulsa, \$25,000.00. [PW 8/31/10] 10-661-1
- d. Resolution authorizing investment in a judgment, to be levied against and paid from monies in the sinking fund for Case No. 06-CV-420: Edward Bennett vs. Dan Fuller, et. al., \$35,000. [PW 8/31/10] 06-1416-3
- e. Resolution condemning property located at or near 5231 S. Lewis Ave., owned by Nargiz McNeal for Project No. 053105: Joe Creek, 53rd and Lewis Storm Drainage. (CD-9) [PW 8/31/10] 10-659-1
- f. Change Order No. 1 to Contract No. 27656 with Sherwood Construction Company, Inc. for Project No. 054052: Arterial Street Reconstruction, incorporating revisions, \$14,284.96. [PW 8/31/10] 10-662-1
- g. Acceptance of \$2,000 donation from ROCMND Area Youth Services, Inc. for the Tulsa Police Department. 10-657-1
- h. Acceptance of cash from attendees of SANE Education Programs throughout FY11. 10-658-1

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

- a. Sales Tax Overview Committee Status Report for July 2010. 10-125-7
- b. EMSA's announcement of its recent accreditation by the Commission on Accreditation of Ambulances (CAAS). 10-670-1
- c. Resolution No. 2583:899 adopting the Tulsa Parks and Recreation Master Plan as part of the Comprehensive Plan for the Tulsa Metropolitan Area. (NOTE: In accordance with O.S. Title 19, § 863.7 the City Council must act on this item within 45 days of receipt.) [UED 8/24/10 & 8/31/10] 10-644-1
- d. Final Plat: Skyline Park located east of Garnett Rd. and south of E. Pine. (TMAPC voted 7-0-0 to recommend approval) (CD-6) 10-669-1

#### **5. PUBLIC HEARINGS**

- a. Public Hearing on the establishment of the assessment roll for the Whittier Square Improvement District No. 2 containing certain tracts and parcels or real property lying with District No. 4 of the Comprehensive Plan of the City of Tulsa for the purpose of providing improvements and services within the district. 10-322-6
- b. Public hearing for Master Tax Incentive Agreement between the City of Tulsa and Greenarch, LLC for development of apartment housing in the Greenwood District at One North Frankfort Avenue, within Tax Incentive District Number One, City of Tulsa, as authorized by the Oklahoma Local Development Act, Title 62 Oklahoma Statutes, Section 850 et seq. [UED 8/10/10] 10-595-7
- c. Public hearing for Master Tax Incentive Agreement between the City of Tulsa and Atlas Life Building, LLC for development of a one hundred twenty (120) unit hotel, known as the Courtyard by Marriott-Atlas Life Building at 415 South Boston Avenue, within Tax Incentive District Number One, City of Tulsa, as authorized by the Oklahoma Local Development Act, Title 62 Oklahoma Statutes, Section 850 et seq. [UED 8/10/10] 10-595-8

- d. Public hearing for Master Tax Incentive Agreement between the City of Tulsa and 119 Downtown, LLC for development of residential condominium units at 119 East 6th Street, within Tax Incentive District Number One, City of Tulsa, as authorized by the Oklahoma Local Development Act, Title 62 Oklahoma Statutes, Section 850 et seq. [UED 8/10/10] 10-595-9

## **6. ORDINANCES - FIRST READING**

- a. Ordinance amending Tulsa Revised Ordinances, Title 3, Chapter 2, regarding the City of Tulsa Corporate Seal. (Emergency Clause) [UED 9/14/10] 10-655-1
- b. Budget amendment ordinance making supplemental appropriations of \$48,366.73 from revenue received within the 2001 Sales Tax Fund, Fund No. 6008, for the Tulsa Trails Project. [UED 9/14/10] 10-656-1
- c. Budget amendment ordinance making supplemental appropriations of \$26,170 from grant revenues to be received within the Miscellaneous Police Grants Fund, Fund No. 5312, to provide education to nurses and a cash match to purchase office supplies. [UED 9/14/10] 10-660-1
- d. Ordinance closing a easement located at or near 1717 N. Peoria Ave., requested by Tulsa Development Authority. (CD-3) [PW 9/14/10] 10-663-1
- e. Ordinance closing a easement located at or near 1731 N. Peoria Ave., requested by Tulsa Development Authority. (CD-3) [PW 9/14/10] 10-663-2
- f. Ordinance closing a easement located at or near 1301 E. Seminole St., requested by Tulsa Development Authority. (CD-3) [PW 9/14/10] 10-663-3

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

- a. Ordinance relating to the Whittier Square Improvement District No. 2; adopting the assessment roll for the Whittier Square Improvement District No. 2; assessing the cost of services and improvements in the Whittier Square Improvement District No. 2 against the several lots, tracts and parcels within said improvement district; providing the time and method for payment of said assessments and the penalty for non-payment. (Emergency Clause) [UED 8/31/10] 10-322-7
- b. Budget amendment ordinance making supplemental appropriations of \$1,204,000.00 from unencumbered and unexpended fund balance within the Short Term Capital Fund, Fund No. 2910, to fund Tulsa Police Department, Legal Department and Gilcrease Museum. [UED 8/24/10] 10-616-1
- c. Budget amendment ordinance making supplemental appropriations of \$10,000.00 from revenue to be received within the General Fund, Fund No. 1080, for Public Works Personal Services. [UED 8/24/10] 10-615-1
- d. Rezoning Ordinance PUD 513-C, requested by Storage Station of Tulsa, LLC for property located at East of S/E corner of E. 51st St. and S. Delaware Ave. from RM-1/RM-2/OM/OMH/PUD-513 to RM-1/RM-2/OM/OMH/PUD-513-C. (Property Owner: Storage Station of Tulsa, LLC) (TMAPC voted 7-0-0 to recommend approval per staff recommendation) (CD-9) [UED 8/17/10] 10-610-2

- e. Rezoning Ordinance PUD 761-A, requested by Sack & Associates, Inc., Mark Capron for property located Southeast corner of E. 41st St. South and S. Harvard Ave. from RM-2/OL/CS/PUD-761 to RM-2/OL/CS/PUD-761-A. (Property Owner: 41st & Harvard, LLC) (TMAPC voted 7-0-0 to recommend approval per staff recommendation) (CD-9) [UED 8/17/10] 10-609-2
- f. Ordinance correcting an error in the legal description of property used in Ordinance No. 22255, which rezoned property at or near southwest of the southwest corner of South Memorial Drive and East 11th Street from RS-3 to CS. The City Council approved Rezoning Ordinance No. 22255 on June 17, 2010. (CD-5) [UED 8/24/10; PH 9/2/10] 10-378-3

**8. COUNCIL ITEMS**

- a. Chairman's report on community events, briefing on Council activities, Council efforts and new business. 98-849-2
- b. Committee Reports. 97-223

**9. NEW BUSINESS**

- a. New Business. 02-268

**10. HEARING OF APPEALS**

- a. Appeal of Order of Declaration of Public Nuisance filed by Mukesh Shah, MHM, Inc. c/o Saratoga Motor Hotel located at 10117 E. 11th St. (CD-5) 10-664-1

**11. HEARING OF PUBLIC COMMENTS**

- a. No items this week. 04-387

**12. ADJOURNMENT**

- a. Adjournment