

06/07/2016 3:26 pm

**MICHAEL P. KIER**  
CITY CLERK

## **NOTICE AND AGENDA**

### **TULSA CITY COUNCIL - REGULAR MEETING**

**6:00 PM, Thursday, June 9, 2016**

**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 on May 12, 2016 at 5:00 P.M. [CC 6/9/16] 16-443-1
- b. Minutes of Regular meeting held on May 12, 2016 at 6:00 P.M. [CC 6/9/16] 16-443-2
- c. Minutes of Regular meeting held on May 19, 2016 at 5:00 P.M. [CC 6/9/16] 16-443-3
- d. Minutes of Regular meeting held on May 19, 2016 at 6:00 P.M. [CC 6/9/16] 16-443-4
- e. Minutes of Regular meeting held on May 26, 2016 at 5:00 P.M. [CC 6/9/16] 16-443-5
- f. Minutes of Regular meeting held on May 26, 2016 at 6:00 P.M. [CC 6/9/16] 16-443-6

#### **2. APPOINTMENTS & REAPPOINTMENTS**

- a. Jesse Guardiola - Appointment to the Greater Tulsa Hispanic Affairs Commission; term expires 12/31/18; replacing Bruce Willis. (CD-8) [UED 5/19/16, CC 6/9/16] 16-374-1
- b. Thomas L. Baker - Appointment as the Mayor's designee to the Tulsa Parking Authority; term expires 12/6/2016. (CD-4) [UED 5/26/16, CC 6/9/16] 16-396-1
- c. Katie Plohocky - Reappointment to the Tulsa Industrial Authority; term expires 3/7/2021. (Attended 58/60 meetings). (CD-4) [UED 5/26/16; CC 6/9/16] 09-583-3
- d. M. Thomas Flanagan - Reappointment to Board of Adjustment; term expires 5/10/2019. (Attended 16/16 meetings) (CD-9) [UED 5/26/16; CC 6/9/16] 15-797-2

#### **3. PUBLIC HEARINGS**

- a. Public Hearing to receive written and oral comments from citizens regarding the proposed City of Tulsa Fiscal Year 2016-2017 Budget and Capital Plan. [CC 5/19/16; CC 5/26/16; CC 6/9/16; CC 6/16/16] 16-152-1

#### 4. MAYOR'S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business. 97-631-3
- b. Resolution directing the filing of the annual assessment roll for The Whittier Square Improvement District No. 2. [UED 5/26/16; CC 6/9/16] 14-420-3
- c. Resolution requesting that INCOG program the Rectangular Rapid Flash Beacon installation project into the Transportation Improvement Program for Tulsa and that the Oklahoma Transportation Commission concur. **Emergency Clause** [PW 5/26/16; CC 6/9/16] 16-399-1
- d. Donation from Bank America Corp. of "The Bronco Rider" by Olaf Weighhorst to the Gilcrease Museum. [CC 6/9/16] 16-437 -1
- e. Loan agreement extension with the National Cowgirl Museum and Hall of Fame for items from Gilcrease Museum. [CC 6/16/16] 16-427-1
- f. Approval to solicit and accept donations of \$3,500.00 for the painting of 5 - 7 homes for low income families by Working in Neighborhoods and various volunteer groups, scheduled for July 12 - 14, 2016. [UED 6/9/16/16; CC 6/9/16] 16-428-1
- g. Special Event Application: Mid America Ford and Shelby Nationals Car Cruise to be held at 7100 S. Lewis Ave. to 200 N. Main Street, on June 16, 2016. (CD-2, 4, 9) [CC 6/9/16] 14-485-3
- h. Special Event Application: Mid America Ford and Shelby Nationals Car Show to be held at 200 N. Main Street (Brady Arts District) on June 16, 2016. (CD-4) [CC 6/9/16] 14-486-3
- i. Special Event Application: Come to Our Father's House to be held at First United Methodist Church, 11th and Main, on June 19, 2016. (CD-4) [CC 6/9/16] 14-487-3
- j. Special Event Application: Davenport Lofts Broker's Open House to be held at 216 N. Main on June 15, 2016. (CD-4) [CC 6/9/16] 16-446-1
- k. Special Event Application: Greek Street Festival to be held on South Galveston between 12th and 13th Sts. on June 12, 2016. (CD-4) [CC 6/9/16] 16-447-1
- l. Special Event Application: Mad Sweeney Productions to be held in the alley east of 400 S. Frankfort Ave. on June 10, 2016. (CD-4) [CC 6/9/16] 16-448-1
- m. Special Event Application: Citywide Juneteenth Celebration to be held at N. Greenwood and East Archer on June 18, 2016. (CD-4) [CC 6/9/16] 13-477-4
- n. Special Event Application - **Revised**: St. Francis Tulsa Tough Townie Ride to be held at 1500 S. Dr. Riverside Dr. on June 12, 2016. (CD-4) [CC 6/9/16] 16-413-7

#### 5. AUTHORITIES, BOARDS & COMMISSIONS

- a. June 2016 Monthly Sales Tax Overview Committee Status Report. 16-93-4

## 6. ORDINANCES - FIRST READING

- a. Budget amendment ordinance amending the FY 2015/2016 budget to transfer unencumbered and unexpended appropriation balances of \$454,380.35 between projects, departments, and funds within the Community Development Block Grant Fund (Fund Nos. 5535 and 5565).  
[UED 6/9/16; CC 6/9/16; CC 6/16/16] 16-450-1
- b. Budget amendment ordinance amending the FY 2015/2016 budget to transfer unencumbered and unexpended appropriation balances of \$822,322.38 between account groups, projects, departments, and funds within the Home Grant Fund (Fund Nos. 5521 and 5561).  
[UED 6/9/16; CC 6/9/16; CC 6/16/16] 16-451-1
- c. Budget amendment ordinance amending the FY 2015/2016 budget to make supplemental appropriations of \$3,050,630.84 from un-appropriated fund balance within the TMUA Water Operating Fund (Fund No. 7020). [UED 6/9/16; CC 6/9/16; CC 6/16/16] 16-445-1
- d. Budget amendment ordinance amending the FY 2015/2016 budget, to make supplemental appropriations of \$303,000.00 from revenues to be received within the DOT FAA K9 Explosive Detection Team Fund (Fund 5310). [UED 6/9/16; CC 6/9/16; CC 6/16/16] 16-426-1
- e. Budget amendment ordinance amending the FY 2015/2016 budget to make supplemental appropriations of \$24,500.00 from grant revenues to received within the Miscellaneous Police Grants Fund (Fund 5312).  
[UED 6/9/16; CC 6/9//16; CC 6/16/16] 16-433-1
- f. Budget amendment ordinance amending the FY 2015/2016 budget to transfer unencumbered and unexpended appropriation balances of \$500,000.00 between accounts within the 2014 Sales Tax Fund (Fund No. 6014). [UED 6/9/16; CC 6/9/16; CC 6/16/16] 16-434-1
- g. Budget amendment ordinance amending the FY 2015/2016 budget to transfer unencumbered and unexpended appropriation balances of \$165,000.00 between accounts groups within the E911 fee operating account (Fund No. 2420). [UED 6/9/16; CC 6/9/16; CC 6/16/16] 16-435-1
- h. Ordinance closing a portion of an unused storm sewer easement located at The Village at Central Park, requested by Robert E. Parker. (CD-4) [PW 6/9/16; CC 6/9/16; CC 6/16/16] 16-422-1
- i. Ordinance closing a public way located at 8344 East 11th St., requested by Nathalie Schaeffer. (CD-5)  
[PW 6/9/16; CC 6/9/16; CC 6/16/16] 16-423-1
- j. Ordinance adopting the Twelfth Supplement to the Seventh Revision of the Tulsa Revised Ordinances. **(Emergency Clause)** [UED 6/9/16; CC 6/9/16; CC 6/16/16] 16-436-1

## 7. ORDINANCES - SECOND READING

- a. Budget amendment ordinance amending the FY 2015/2016 budget, to make supplemental appropriations of \$116,242.60 from revenues to be received within the Non-Grant Miscellaneous Revenue Fund (Fund 5809). [UED 5/26/16; CC 5/26/16; CC 6/9/16] 16-398-1

- b. Ordinance extending a moratorium on the acceptance of applications for, processing of and issuance of building permits that would allow construction on or use of property for certain non-residential uses located within an area proposed for inclusion in a river design overlay district and shown on the attached maps. The moratorium will expire on the earlier of August 31, 2016 or the date a map amendment is enacted that supplementally rezones the subject properties into the river design overlay district. **(Emergency Clause)** (Lakin, Cue, Ewing, Bynum) [UED 5/26/16; CC 5/26/16; CC 6/9/16] 15-919-6
- c. Ordinance amending Tulsa Revised Ordinances, Title 11-C, titled “Waterworks and Sewerage”; amending Chapter 3, titled “Water Rates” to provide water and sewer rate adjustments; amending Chapter 7, titled “Sanitary Sewer User Charge System” to adjust sewer service charge rates and adjust rates for dumping or discharging septic waste, providing that these rates shall be effective October 1, 2016. [UED 5/26/16; CC 5/26/16; CC 6/9/16] 15-565-2
- d. Rezoning Ordinance Z-7337, requested by Tanner Consulting, LLC, for property located south of the SW/c of East 121st St. South and South Sheridan Rd. from AG to RS-3. (Property owner: Stone Horse Development, LLC) (TMAPC voted 9-0-0 to recommend **APPROVAL** of RS-3 zoning) (CD-8) [UED 5/19/16; CC 5/26/16; CC 6/9/16] 16-376-1
- e. Rezoning Ordinance Z-7335, requested by QuikTrip/Carly Goodnight, for property located at the SW/c of East 61st St. South and South 76th East Ave., from RS-3 to CS with Optional Development Plan. (Property owner: Breeze Investments) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS zoning with Optional Development Plan) (CD-7) [UED 5/19/16; CC 5/26/16; CC 6/9/16] 16-377-1
- f. Ordinance amending the Zoning Code (ZCA-1), adding Section 20.050 to establish provisions of the River Design Overlay districts and amending sections 70.010-F.3 and 70.010-F.4..b (Public Hearing Notice) to provide for location of posted notice in certain City initiated rezoning cases and correct scrivener’s error regarding public hearing notice content. (TMAPC voted 8-0-0 to recommend **APPROVAL** of proposed amendments) **(Emergency Clause)** [UED 5/26/16; CC 5/26/16; UED 6/9/16; CC 6/9/16] 16-402-2
- g. Resolution No. 2722:951 of the Tulsa Metropolitan Area Planning Commission (TMAPC), pursuant to Title 19 Oklahoma Statutes, Section 863.7; amending the Tulsa Comprehensive Plan by adopting an amendment (CPA-43) to the Land Use Chapter to establish an Arkansas River Corridor land use category and adopting amendments to the Land Use Map and Areas of Stability and Growth Map of the Tulsa Comprehensive Plan for certain properties along and near the Arkansas River. (TMAPC voted 8-0-0 to adopt resolution.) **(NOTE:** In accordance with O.S. Title 19, § 863.7 the City Council must act on this item within 45 days of receipt. If no action is taken, the amendment will be officially approved. Received by Council on 5/23/16) (CD-2,4,8,9) [UED 5/26/16; CC 5/26/16; UED 6/9/16; CC 6/9/16] 16-401-1

## 8. COUNCIL ITEMS

- a. Chairman’s report on community events, briefing on Council activities, Council efforts, and new business. 98-849-2
- b. Request by River Parks Authority for waiver of fees by the City of Tulsa of approximately \$25,000.00 for Tulsa Police Department labor costs for the 2016 Folds of Honor FreedomFest Event to be held on July 4, 2016. [UED 6/9/16; CC 6/9/16] 16-419-1

- c. Resolution supporting the participation of Kendall-Whittier Main Street, Inc., in the 2016-2017 Oklahoma Main Street Center using the Main Street 4-Point Approach to economic development. [UED 6/9/16; CC 6/9/16] 15-622-2
- d. Resolution supporting the participation of Route 66 Main Street, Inc., in the 2016-2017 Oklahoma Main Street Center using the Main Street 4-Point Approach to economic development. (Cue, Dodson) [UED 6/9/16; CC 6/9/16] 16-453-1
- e. Council discussion and possible action to amend the Council Rules and annual schedule of meetings to move all regularly scheduled committee and Council meetings from Thursdays to another day of the week effective July 1, 2016. (Henderson) [UED 6/9/16; CC 6/9/16] 16-412-1
- f. Council discussion and possible action to waive the \$365 fee for rental of portable stage from Tulsa Parks Departments for Tulsa City Council sponsored event honoring A.L. Cooper to be held on June 24, 2016 at 2619 N. Boston Pl. (Henderson) [CC 6/9/16] 16-456-2

## **9. NEW BUSINESS**

- a. New Business. 02-268

## **10. HEARING OF APPEALS**

- a. Appeal of decision of Nuisance Hearing Officer filed by Terry R. and Deborah E. Burton regarding abatement for properties located at 1333 and 1337 N. Tacoma Ave. (CD-1) [CC 5/12/16; CC 6/9/16] 16-253-1
- b. Appeal of decision of Nuisance Hearing Officer filed by Henry Lyday regarding abatement for properties located at 1539 E. 8th St. (CD-4) [CC 6/9/16] 16-394-1
- c. Nuisance abatement appeal filed by Eddie Santana for property located at 731 E. 43rd St. Norlth. (CD-1) [CC 6/9/16]16-379-2

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

- a. No items this week. 04-387-1

## **12. ADJOURNMENT**

- a. Adjournment. 97-227-1