

11/28/2016 3:55 pm

MICHAEL P. KIER
CITY CLERK

NOTICE AND AGENDA

TULSA CITY COUNCIL - REGULAR MEETING

6:00 PM, Wednesday, November 30, 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

01. Minutes of Regular meeting held on November 16, 2016 at 5:00 P.M. [CC 11/16/16] 16-944-1
02. Minutes of Regular meeting held on November 16, 2016 at 6:00 P.M. [CC 11/16/16] 16-944-2

2. APPOINTMENTS & REAPPOINTMENTS

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

3. PUBLIC HEARINGS

01. Ordinance Amending Title 43-K, Tulsa Revised Ordinances, eliminating the December 31, 2016 deadline relating to funding commitments for the South Tulsa/Jenks lake and related entities. [UED 11/30/16; PH 11/30/16; PH 12/7/16; CC 12/7/16; CC 12/14/16] 16-888-1

4. MAYOR'S ITEMS

01. Mayor's report on community events, briefing on City activities, City efforts, and new business. 97-631-3
02. Resolution authorizing the sale of \$78,000,000.00 General Obligation Bonds, Series 2017 of the City of Tulsa, Oklahoma; fixing the amount of bonds to mature each year, fixing the time and place the bonds are to be sold and authorizing the clerk to give notice of said sale as required by law. **(Emergency Clause)** [UED 11/30/16; CC 11/30/16] 16-869-7
03. Resolution ratifying in part and amending in part Resolution 19497 approved December 12, 2013, to convey title to the former Morton Health Center facility located at the NE/c of E. Pine St. and N. Greenwood Ave. to the Tulsa Development Authority. (CD-1) [UED 11/30/16; CC 11/30/16] 16-947-1
04. Resolution authorizing condemnation action for property located at 5910 W. 9th St. owned by Alfonso Gaines for completion of Project No. 966120 (Gilcrease Expressway). (CD-1) [PW 10/12/16; CC 11/2/16] 16-835-1

05. Resolution authorizing condemnation action for property located at 12315 S. Garnett Rd. owned by Bobby E. and Peggy L. Gillean for completion of Project No. ES 2009-10 C3 (Haikey Creek Lift Station Improvement). [PW 11/16/16; CC 11/30/16] 16-879-1
06. Resolution declaring property located southwest of the SW/c of E. 7th St. and S. Rockford Ave. as surplus and requesting that the property be conveyed to the Tulsa Development Authority to solicit proposals for sale or lease and redevelopment of the property. (CD-4) [PW 11/16/16; CC 11/30/16] 16-902-1
07. Change Order No. 1 to Contract No. 32248 with Magnum Construction, for Project No. 145600 adding a 50 calendar day extension to contract due to utility location problems. [PW 11/16/16; CC 11/30/16] 16-876-1
08. Change Order No. 1 to Contract No. 30688 with Becco Contractors, Inc., for Project No. 104106 adding a 76 calendar day extension to the contract due to conditions beyond the contractor's control. (CD-1) [PW 11/16/16; CC 11/30/16] 16-888-1
09. Change Order No. 2 to Contract No. 32247 with Becco Contractors, Inc., for Project No. 144104-D, Arterial Street Rehab - Riverside Drive, adding \$64,059.21 and a 10 calendar day extension to the contract due to plan design changes of the Post Tension System and the precast Class P concrete. [PW 11/16/16; CC 11/30/16] 16-896-1
10. Donation of utility easement located at 7114 E. 101st St. S. by Steve and Robin Williams as part of requirements for Project IDP 7882. (CD-8) [PW 11/16/16; CC 11/30/16] 16-877-1
11. Donation of utility easement located at 7116 E. 101st St. S. by the Mark and Kim McGinty Living Trust, as part of requirements for Project IDP 7882. (CD-8) [PW 11/16/16; CC 11/30/16] 16-878-1
12. Donation of sanitary sewer easement located at 2258 E. 31st St. S. by Karen Nelson as part of requirements for IDP 8392. (CD-8) [PW 11/16/16; CC 11/30/16] 16-898-1
13. Donation of waterline easement located at 3128 S. 63rd W. Ave. by Independent School District #10 of Tulsa County as part of requirements for Project #TMUA-W-13-32-C1. [PW 11/16/16; CC 11/30/16] 16-899-1
14. Donation of Civil War era field glasses with case from Elizabeth-Leigh and David Goldenberg to Gilcrease Museum. [CC 11/30/16] 16-936-1
15. Donation of "Strong Armed Politician" by Willard Stone and a photo from Mary S. Smith Estate to Gilcrease Museum. [CC 11/30/16] 16-937-1
16. Donation of 4 Peruvian textiles from Melissa Funai to Gilcrease Museum. [CC 11/30/16] 16-938-1
17. Donation of 3 Cherokee baskets from Ann Boulton Young to Gilcrease Museum. [CC 11/30/16] 16-939-1
18. Donation of rifle, stereo photos and viewer, and VHS film from Suzanne O'Brien to Gilcrease Museum. [CC 11/30/16] 16-935-1

19. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Stan May to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-915-1
20. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Stephen Shaw to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-916-1
21. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Greta Hurt to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-917-1
22. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Joseph Sherrell to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-918-1
23. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Paul Ator to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-919-1
24. Donation of lodging and registration (\$944.00) from OSU Fire Training Service Terry Sivadon to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-920-1
25. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Lorenzer Holmes to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-921-1
26. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Jon Steinre to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-922-1
27. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Matthew Lay to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-923-1
28. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Stacy Belk to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-924-1
29. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Bryan Lloyd to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-925-1
30. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Dan Newbury to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-926-1
31. Donation of lodging and registration (\$944.00) from OSU Fire Training Service for Jarod Perry to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-927-1
32. Donation of lodging and registration (\$1,909.00) from OSU Fire Training Service for Mark Secrist to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-928-1
33. Donation of lodging and registration (\$1,909.00) from OSU Fire Training Service for Lori Visser to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-930-1
34. Donation of lodging and registration (\$1,909.00) from OSU Fire Training Service for Troy Sappington to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-931-1

35. Donation of lodging and registration (\$1,682.00) from OSU Fire Training Service for Dennis Smith to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-932-1
36. Donation of lodging and registration (\$1,455.00) from OSU Fire Training Service for Jeanie Pharis to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-933-1
37. Donation of lodging and registration (\$1,682.00) from OSU Fire Training Service for Jeremy Stiles to attend the AHIMTA Conference in Oklahoma City, December 2 - 8, 2016. [CC 11/30/16] 16-934-1
38. Special Event Application: Inaugural Brunch scheduled for December 5, 2016 at the BOK Center. (CD-4) [CC 11/30/16] 16-943-1
39. Special Event: Hope for the Holidays scheduled for December 9, 2016 at Tulsa Performing Arts Center. (CD-4) [CC 11/30/65] 06-1802-8
40. Special Event Application: Glover Auto Family Toys For Tots Toy Cruise scheduled for December 17, 2016 from E. 101st St. & S. Memorial Dr. to I-44 and S. Elwood Ave. (CD-2, 5, 7, 8, 9) [CC 11/30/16] 12-886-6
41. Special Event Application: Our Lady of Guadalupe Parade scheduled for December 11, 2016 at St. Francis Xavier Church, 2515 E. 1st St. (CD-4)[CC 11/30/16] 14-1004-3
42. Special Event Application: Wiley Williams Toys for Tots Ride scheduled for December 3, 2016 at 2822 E. 36th St. N. to 3001 M. L. King Jr. Blvd. (CD-1) [CC 11/30/16] 14-1027-3
43. Special Event Application: Tulsa Toy Run scheduled for December 4, 2016 from OSU-Tulsa Campus to Tulsa Dream Center. [CC 11/30/16] (CD-1 & 4) 12-862-5
44. Special Event Application: Tulsa Christmas Parade scheduled for December 10, 2016 starting from 700 S. Boston Ave. (CD-4) [CC 11/30/16] 14-1037-23

5. AUTHORITIES, BOARDS & COMMISSIONS

01. Rezoning Application Z-7360, requested by Kendall Bailli, for properties located east of the SE/c of E. 14th St. and S. Utica Ave., from RS-3 to OL. (Property Owner: Kiat Jazwicz) (TMAPC voted 8-0-0 to recommend **APPROVAL** OL zoning) (CD-4) [UED 11/16/16; CC 11/30/16; CC 12/7/16] 16-801-1
02. Rezoning Application Z-7364, requested by Jim Congleton for property located north of the NW/c of E. 46th St. N. and N. Victor Ave., from RS-3 to AG. (Property Owner: Tana Parks, Trustee) (TMAPC voted 9-0-0 to recommend **APPROVAL** of AG zoning) (CD-1) [UED 11/16/16; CC 11/30/16; CC 12/7/16] 16-873-1
03. Rezoning Application Z-7365, requested by James Lindsey for property located at the NE/c of E. Oklahoma St. N. and N. Sheridan Rd. from OL to CS. (Property Owner: James W. Lindsey, Trustee and Steven Hightower) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS zoning) (CD-3) [UED 11/16/16; CC 11/30/16; CC 12/7/16] 16-874-1

6. ORDINANCES - FIRST READING

01. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$13,481.79 from the Department of Justice to be received within the Miscellaneous Police Grants Fund. [UED 11/30/16; CC 11/30/16; CC 12/7/16] 16-909-1
02. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$150,713.00 from the Oklahoma Attorney General's Office to be received within the Miscellaneous Police Grants Fund. [UED 11/30/16; CC 11/30/16; CC 12/7/16] 16-910-1
03. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$2,500.00 from Walmart to be received within the 2008 Special Temporary Sales Tax Fund. [UED 11/30/16; CC 11/30/16; CC 12/7/16] 16-928-1
04. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$134,269.00 from grant revenues to be received within the Miscellaneous Police Grants Fund. [UED 11/30/16; CC 11/30/16; CC 12/7/16] 16-940-1
05. Budget amendment ordinance amending the FY 2016/2017 budget to transfer unencumbered and unexpended appropriation balances of \$78,627.93 between accounts and projects within the Haikey Creek Regional Detention Fund. [UED 11/30/16; CC 11/30/16; CC 12/7/16] 16-841-1
06. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$804,686.00 from recognizing unappropriated fund balance within the Haikey Creek Regional Detention Fund. [UED 11/30/16; CC 11/30/16; CC 12/7/16] 16-942-1
07. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$348,422.00 from the US Department of Justice to be received within the 2016 Justice Assessment Fund. [UED 11/30/16; CC 11/30/16; CC 12/7/16] 16-945-1
08. Ordinance amending Title 37, Chapter 11, Section 1105 and Title 37, Chapter 2, Section 203-E, Tulsa Revised Ordinances, to increase the preset fine to \$150.00 for violation of "Stepping or Standing in a Roadway or on a Median to Solicit a Ride, Employment, Business, or Donations." (**Emergency Clause**) [UED 11/30/16; CC 11/30/16; CC 12/7/16] 16-946-1
09. Ordinance amending the Building Code of the City of Tulsa, Oklahoma, Title 51, Tulsa Revised Ordinances, Chapter 2; adopting the ICC International Residential Code for One and Two Family Dwellings, 2015 Edition. (*Waiver of Charter and Council Rules requested for approval on 1st reading with Emergency Clause*) (Note: this item originally approved by Council on 11/2/16; 2nd approval necessary for publication) [CC 11/30/16] 16-821-2

7. ORDINANCES - SECOND READING

01. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$176,152.00 from the Department of Justice within the Miscellaneous Police Grants Fund. [UED 11/16/16; CC 11/16/16; CC 11/30/16] (BA75312029) 16-880-1

02. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$16,000.00 from pet license fees to be received within the general fund (Fund No. 1080). [UED 11/16/16; CC 11/16/16; CC 11/30/16] (BA71080034) 16-900-1
03. Budget amendment ordinance amending the FY 2016/2017 budget to make supplemental appropriations of \$503,707.00 from the Department of Justice to be received within the Federal Miscellaneous Grants Fund (Fund No. 5204). [UED 11/16/16; CC 11/16/16; CC 11/30/16] (BA 75204031) 16-901-1
04. Rezoning Ordinance Z-7363, requested by ES Development, LLC for property located at the SE/c of N. Mingo Rd. and E. Pine St. from AG to CG. (Property Owner: Edward I. Gibbs, Trustee) (TMAPC voted 6-0-0 to recommend **APPROVAL** CG zoning) (CD-3) [UED 11/2/16; CC 11/16/16; CC 11/30/16] 16-824-2
05. Ordinance closing a utility easement located at 9529 E. 51st St.; requested by Steven Schuller for QuikTrip Corporation. (CD-7) [PW 11/16/16; CC 11/16/16; CC 11/30/16] 16-887-1
06. Ordinance Amending Title 12, Tulsa Revised Ordinances, “H.U.D. Grants”, to clarify grant proposal requirements, modifying the grant allocation guidelines, expanding the program year’s annual award, and adding a provision for off-cycle grant awards. (**Emergency Clause**) [UED 11/16/16; CC 11/16/16; CC 11/30/16] 16-889-1
07. Ordinance amending Title 51, Tulsa Revised Ordinances Chapter 5, “Residential Swimming Pools, Spas, and Hot Tubs”, to include gates not equipped with a locking device in Section 503(5), adding swimming pools to the exceptions in Section 503(6), adding new paragraph B to Section 504 to include entrapment avoidance, relettering Section 504, and adding a violation penalty section. (**Emergency Clause**) [PW 10/26/16; CC 10/26/16; CC 11/2/16; CC 11/16/16; PW 11/30/16; CC 11/30/16] 16-823-1

8. COUNCIL ITEMS

01. Council Chair’s report on community events, briefing on Council activities, Council efforts, and new business. 16-722-1

9. NEW BUSINESS

01. New Business. 02-268

10. HEARING OF APPEALS

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

11. HEARING OF PUBLIC COMMENTS

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

12. ADJOURNMENT

01. Adjournment. 97-399