### MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF TULSA, OKLAHOMA,

scheduled for Wednesday, March 26, 2025, at 5:00 P.M. in the City Council Chamber, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK, to transact all business as set out in Notice and Agenda posted in the Office of City Clerk, Room 260, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK on Friday, March 21, 2025, at 4:32 P.M.

#### **CALL TO ORDER**

Chair Lakin called the meeting to order at 5:09 P.M.

#### **ROLL CALL:**

Hall-Harper	Absent	Bengel	Present
Archie	Present	Decter Wright	Present
Dutton	Present	Lakin	Present
Bellis	Present	Bush	Present
Gilbert	Present		

Present: 8
Absent: 1

#### **STAFF PRESENT**

Jack Blair, City Attorney Lori Doring, Secretary to the Council Kathryn Aung, Council Staff

#### 1. RECEIPT & FILING OF MINUTES

- a. Minutes of Regular Meeting held at 4:00 PM on March 5, 2025. [CC 3/26/25] 25-214-1
- b. Minutes of Regular Meeting held at 5:00 PM on March 5, 2025. [CC 3/26/25] 25-214-2

Councilor Decter Wright moved to approve 1.a - 1.b. Councilor Bellis seconded the motion.

#### **ROLL CALL:**

Hall-Harper	Absent	Bengel	Yea
Archie	Yea	Decter Wright	Yea
Dutton	Yea	Lakin	Yea
Bellis	Yea	Bush	Yea
Gilbort	Voo		

Gilbert Yea

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

Councilor Decter Wright recused at 5:10 P.M.

#### 2. <u>APPOINTMENTS & REAPPOINTMENTS</u>

- a. Jeremy Griffin Appointment to the Board of Appeals, replacing Judy Emmert; term expires June 30, 2026. (CD-6) [UED 3/12/25; CC 3/26/25] 25-164-1
- b. Paul Johnson Appointment to the Tulsa Performing Arts Center Trust, replacing Felix Jones; term expires June 30, 2027. (CD-2) [UED 3/12/25; CC 3/26/25] 25-184-1

- Jameelah Stuckey Reappointment to the Greater Tulsa Area African-American c. Affairs Commission; term expires May 1, 2028. (Attended 7/10 meetings.) (CD-1) [PW 3/12/25; CC 3/26/25] 25-165-1
- d. Steve King – Reappointment to the Sales Tax Overview Committee; term expires December 31, 2028. (Attended 9/12 meetings.) (CD-8) [PW 3/12/25; CC 3/26/25] 25-185-1

**Public Comments:** 

John Huffines -2.a - 2.d.

Councilor Bellis moved to approve 2.a - 2.d. Councilor Archie seconded the motion.

#### **ROLL CALL:**

Hall-Harper	Absent	Bengel	Yea
Archie	Yea	Decter Wright	Absent
Dutton	Yea	Lakin	Yea
Bellis	Yea	Bush	Yea
Gilbert	$V_{ea}$		

Gilbert

Abstentions: 0 Yeas: 7 Nays: 0 Absent: 2

Motion carried.

Councilor Decter Wright returned at 5:12 P.M.

#### 3. PUBLIC HEARINGS

Public Hearing to receive comments from citizens regarding the proposed closing a. of a portion of a Public Way requested by Heather Brauer Orvis, Orvis Law Firm, PLLC to close a portion of the right of way located at 9907 S. 100th E. Pl., Millicent Crossing Addition. The requested closing of the right of way is for an existing retaining wall. (CD-7) (Public Hearing: 3/26/25) [PW 3/26/25; CC 3/26/25; CC 4/2/25] 25-199-3

Councilor Decter Wright moved to enter Public Hearing on 3.a. Councilor Bellis seconded the motion.

#### **ROLL CALL:**

Hall-Harper Archie	Absent Yea	Bengel Decter Wright	Yea Yea
Dutton	Yea	Lakin Lakin	Yea
Bellis	Yea	Bush	Yea
Gilbert	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

Council entered Public Hearing on 3.a at 5:12 P.M.

There were no speakers.

Without objection, Council exited Public Hearing on 3.a at 5:12 P.M.

#### 4. MAYOR'S ITEMS

a. Mayor's report on community events, briefing on City activities, City efforts, and new business.

There was no report.

- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing payment of one hundred seventy-five thousand dollars (\$175,000.00) to Christina Flowers, Plaintiff, and Smolen and Roytman, PLLC, Attorneys at Law, from the Sinking Fund as a payment of a judgment and attorney fee award in Case No. 21-CV-196, Christina Flowers v. City of Tulsa et al. (Emergency Clause) [UED 3/26/25; CC 3/26/25] 25-205-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing payment of twenty thousand, one dollars (\$20,001.00) to Robbin Jones, Administrator for the Estate of Paul Tubbs, Plaintiff, and Rand C. Eddy, Attorney at Law, from the Sinking Fund as a payment of a judgment and attorney fee award in Case No. 23-CV-257, Robbin Jones v. City of Tulsa et al. (Emergency Clause) [UED 3/26/25; CC 3/26/25] 25-206-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of a Contract for a donation from the University of Tulsa to the Gilcrease Museum's Archive Collection of a book titled "The Maia Primer". [CC 3/26/25] 25-204-1
- e. Consideration and possible approval, adoption, denial, amendment or revision of a License Agreement between the City of Tulsa and Bret R. Goodwin and Carolyn M. Caudle for property located at 2235 E. 25th St., Wildwood Addition, for installation of a curb and gutter. (CD-4) [PW 3/12/25; CC 3/26/25] 25-179-2
- f. Consideration and possible approval, adoption, denial, amendment or revision of a License Agreement between the City of Tulsa and Timothy J. Toole and Brittany J. Radcliffe for property located at 2140 E. 30th St., Forest Hills Addition, for installation of a colored concrete apron within the street right-of-way. (CD-4) [PW 3/12/25; CC 3/26/25] 25-180-2
- g. Consideration and possible approval, adoption, denial, amendment or revision of a Sanitary Sewer Easement Donation by Fair Oaks Ranch, LLC of property located in Wagoner County, Parcel 4A, Unplatted, required for ES 2022-15, for the Spunky Creek East Branch C1 Project. [CC 3/26/25] 25-194-1
- h. Consideration and possible approval, adoption, denial, amendment or revision of a Sanitary Sewer Easement Donation by Fair Oaks Ranch, LLC of property located in Wagoner County, Parcel 8A, Unplatted, required for ES 2022-15, for the Spunky Creek East Branch C1 Project. [CC 3/26/25] 25-195-1
- i. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Cities for Financial Empowerment (CFE) Fund in the amount of eight hundred fourteen dollars and seventy-six cents (\$814.76) for Amber Guipttons to travel to New York, NY on March 19, 2025, to attend the Legacy Planning Event. [CC 3/26/25] 25-202-1
- j. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from IROL in the amount of one thousand, one hundred three dollars and seventy-seven cents (\$1,103.77) for Captain Bryan Runyan to travel to Glendale, AZ on May 13-15, 2025, to attend the International Association of Fire Chiefs Community Risk Reduction Leadership Conference. [CC 3/26/25] 25-203-1
- k. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution amending Resolution No. 20301 regarding the intent to consider approval of one or more project plans and creation of Tax Increment Districts under the Local Development Act; amending area to be included in Project Plan –

Crutchfield District. [UED 2/12/25; CC 2/26/25; UED 3/12/25; CC 3/12/25; UED 3/26/25; CC 3/26/25] 25-88-6

Public Comments: John Huffines – 4.d, 4.j. James Alexander, Jr. – 4.k. Stuart McDaniel – 4.k.

Councilor Decter Wright moved to approve 4.b - 4.k with the emergency clause on 4.b - 4.c. Councilor Bellis seconded the motion.

#### **ROLL CALL:**

Hall-Harper Absent Bengel Yea Archie Yea Decter Wright Yea Dutton Yea Yea Lakin Yea Bellis Yea Bush Yea Gilbert

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

#### 5. AUTHORITIES, BOARDS & COMMISSIONS

a. No items this week.

### 6. ORDINANCES - FIRST READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Public Way requested by Heather Brauer Orvis, Orvis Law Firm, PLLC to close a portion of the right of way located at 9907 S. 100th E. Pl., Millicent Crossing Addition. The requested closing of the right of way is for an existing retaining wall. (CD-7) (Public Hearing: 3/26/25) [PW 3/26/25; CC 3/26/25; CC 4/2/25] 25-199-2
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 11-B, Tulsa Revised Ordinances, titled "Solid Waste Management"; Chapter 5, "Solid Waste Rates and Deposits", Section 502B, "Green Waste Disposal Site Rate", making necessary amendments to green waste disposal fee for nonresidents and commercial customers, and other governmental agencies or entities; providing for severability; establishing an effective date of May 1, 2025. (Emergency Clause) [PW 3/26/25; CC 3/26/25; CC 4/2/25] 25-208-2

Without objection, items 6.a - 6.b were forwarded to the next Council meeting.

### 7. ORDINANCES - SECOND READING

a. Consideration and possible approval or denial of the Reconsideration of the approval of *Ordinance 25547*, Ordinance amending Title 28, Tulsa Revised Ordinances, titled "The Municipal Employees' Retirement Plan," amending Chapter 1, "Introduction and Definitions," Section 101, to clarify definition of actuarially determined employer contribution, remove optional employee contributions, clarify interest calculations, define full time employee, adjust final average earning to exclude months with less than 3/4 earnings, and clarify the final average earnings calculation process; amending Chapter 2, "Participation," Sections 200-202, to clarify participation commencement and reinstatement of participation; amending Chapter 3, "Contributions," Sections 300-301, to freeze employer contributions at no less than 17 percent until the plan's funded ratio reaches 100 percent, with provisions to increase contributions if funding falls below 100 percent, remove optional employee contribution, clarify timing for

participant contributions; amending Chapter 4, "Eligibility for Vesting," Section 402, to add a mandatory cash-out provision for small amounts held by non-vested terminated participants; amending Chapter 5, "Measurement of Years of Credited Service," Sections 500, 503-504, to update in accordance with the updated definition of final average earnings and align with leave of absence personnel policies and to update reemployment after termination provision to take into account mandatory cash outs; amending Chapter 6, "Eligibility for and Calculation of Various Types of Retirement Income," Sections 601-603, to clarify current practice and policy for non-contributing time periods and participants; remove supplemental retirement income from optional employee contributions, clarify application of Rule of 80 and Rule of 90 for vested deferred participants, and to clarify that optional forms of benefits are not limited to joint and survivor options; amending Chapter 7, "Normal Forms of Retirement Income," Sections 700-710, to remove guaranteed period income, clarify effective date and application of joint and survivor income options, clarify retirement benefit conditions apply to all forms of benefits not just optional forms, update level income option to include all social security normal retirement age elections, update withdrawal of contributions by vested deferred participants to align sick leave accrual with personnel policies, clarify method to redetermine benefits, and change small payment threshold; amending Chapter 8, "Death Benefits," Sections 800-802, to include references to alternate payees, Rule of 80, Rule of 90, and change default beneficiary to spouse with the estate of the deceased participant as contingent beneficiary; amending Chapter 9, "Maximum Benefits and Contributions," Sections 900-901, to adjust benefit limits to meet IRC Requirements; amending Chapter 10, "Administration of Plan, "Sections 1001 and 1003, to remove obsolete references to Rules and Regulations Manual; amending Chapter 13, "Miscellaneous," Section 1300, changing title to Adjustments and Offsets for Misstatements, Errors, and Legal Judgments and adding language and addressing process for handling misinformation, errors, judgments and settlements; amending Title 28 to include renaming, renumbering, non-substantive adjustments for alignment, and corrections of scrivener's errors, without altering the intent or meaning; directing that the procedures for amending Chapter 3 as explained in Chapter 3, Section 302 of said Title 28 be fully complied with. (Emergency Clause) (Note: The Council approved City of Tulsa Ordinance 25547 on March 12, 2025, with the Emergency Clause.) (Required Press Conference held 2/6/25) (Public Hearings: 2/26/25; 3/5/25) [PW 3/5/25; CC 3/5/25; CC 3/12/25; UED 3/26/25; CC 3/26/25] 25-67-6

Councilor Decter Wright moved to reconsider the Council's previous approval of Ordinance 25547. Councilor Bellis seconded the motion.

### **ROLL CALL:**

Hall-Harper	Absent	Bengel	Yea
Archie	Yea	Decter Wright	Yea
Dutton	Yea	Lakin	Yea
Bellis	Yea	Bush	Yea
Gilbert	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

- b. Consideration and possible approval, adoption, denial, amendment or revision of Ordinance 25547 (revised) amending Title 28, "The Municipal Employees' Retirement Plan." (Emergency Clause) (Note: The Council approved City of Tulsa Ordinance 25547 on March 12, 2025, with the Emergency Clause.) (Required Press Conference held 2/6/25) (Public Hearings: 2/26/25; 3/5/25) [PW 3/5/25; CC 3/5/25; CC 3/12/25; UED 3/26/25; CC 3/26/25] 25-67-7
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance to adopt a revision and general code of ordinances for the City of

Tulsa, Oklahoma, to be known as the "Tulsa Revised Ordinances," including ordinances defining offenses and prescribing penalties for the violation of the same; repealing all other ordinances except certain ordinances herein excepted; providing the effective date of the Tulsa Revised Ordinances; saving all pending proceedings and existing rights and remedies. (Emergency Clause) [UED 3/12/25; CC 3/12/25; CC 3/26/25] 25-174-2

d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a Utility Easement, requested by Mark Capron, Wallace Design Collective for property located at 909 W. 23rd St., Lots Six (6) Through Thirteen (13), Block Forty (40) of the amended West Tulsa Addition. The easement closure request is for future development. (CD-2) [PW 3/12/25; CC 3/12/25; CC 3/26/25] 25-178-2

Councilor Decter Wright moved to approve 7.b - 7.d with the emergency clause on 7.b - 7.c. Councilor Bellis seconded the motion.

#### **ROLL CALL:**

Hall-Harper	Absent	Bengel	Yea
Archie	Yea	Decter Wright	Yea
Dutton	Yea	Lakin	Yea
Bellis	Yea	Bush	Yea
Gilbert	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

#### 8. COUNCIL ITEMS

a. Councilors' announcements and reports on current community events, activities, efforts, and concerns. Other than announcements and reports, no discussion will ensue.

Councilor Bellis announced that the virtual District 4 Town Hall would be made available online for those who were unable to attend.

#### 9. NEW BUSINESS

a. No items this week.

#### 10. HEARING OF APPEALS

a. No items this week.

#### 11. HEARING OF PUBLIC COMMENTS

a. No items this week.

#### 12. ADJOURNMENT

a. Adjournment.

Chair Lakin adjourned the meeting at 5:23 P.M.

Phil Lakin, Jr., Chair of the Council
Lori Doring, Secretary to the Council