

MINUTES  
Monday, August 24, 2020

APPROVED  
08/31/2020

I. CALL TO ORDER

The Board of County Commissioners (BOCC) met at the hour of 9:30 a.m., with the following members present: Chief Deputy Vicki Adams, representing Commissioner Peters, Commissioner Karen Keith and Commissioner Stan Sallee. Others present: County Clerk Michael Willis.

Stan Sallee, Chairman Pro Tem, called the meeting to order at 9:30 a.m. and the following business was transacted:

II. ANNOUNCEMENTS

County Events and Status Updates for Comment and Discussion from: Administrative Services, Building Operations, Court Services, Election Board, Human Resources, Information Technology, Parks, Purchasing, Social Services, Engineering, Highways, Inspections, Sheriff, Assessor, County Clerk, Court Clerk, Treasurer, District Attorney, Presiding Judge, Juvenile Justice, Expo Square, INCOG, Tulsa Area Emergency Management Agency, OSU Extension, CC Library, CC Health Department, River Parks Authority, Levee Drainage District #12, Board of County Commissioners Chief Deputies, Director of Governmental Affairs

Chairman Pro Tem advised the announcements and County Events and Status updates were open for comment and discussion. The Departments with information gave a report.

III. NEW BUSINESS

In accordance with the Open Meeting Act, Title 25 O.S. § 311.A.10, new business is defined as any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.

There was no new business.

IV. MINUTES

A. Board of County Commissioner's Meeting of August 17, 2020

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

V. UNFINISHED BUSINESS

A. Addendums

1. Building Operations - #2 to the Notice to Bidders for Tulsa County Central Garage Roof Replacement, set to open 9/8/2020, to provide contact information for scheduling project site visits prior to bidding (Clerk's Misc. File No. 20202097)
2. Sheriff - #1 to the Notice to Bidders for Tulsa County Sheriff's Office Dispatch Center, set to open 9/21/2020, to update specifications in the project manual (Clerk's Misc. File No. 20202098)

Motion made by Karen Keith, seconded by Vicki Adams, to approve the addendums. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

B. Amendments

1. TC Central Garage - #1 to the bid award for Automotive Glass Replacement to Robinson Glass of Tulsa, Inc., CMF #20190553, to renew the award for one year beginning 9/17/2020 with no changes to pricing or terms of the bid award (Clerk's Misc. File No. 20202099)
2. TC Departments - #1 to the bid award for Portable Toilets to Porta John Company, CMF #20190554, to renew the award for one year beginning 9/20/2020 with no changes to pricing or terms of the original bid award (Clerk's Misc. File No. 20202100)

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

C. Change Orders - Board of County Commissioners:

1. #1 to the agreement with Brazeal Masonry, Inc. for masonry work at the Tulsa County "HQ" Administration Building, CMF #20190980, to remove and reinstall stone veneer panels on the west elevation as needed for louver installation. The contract sum will be increased by \$5,980 for a new total contract sum of \$23,980 (Clerk's Misc. File No. 20202101)

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

2. #3 to the construction management agreement with Flintco, LLC for the Tulsa County "HQ" Administration Building Renovations, CMF #246777, for four (4) additional months of general conditions fees required to accommodate the revised construction schedule due to power delays at a reduced rate. The contract time will be increased by 129 days. The contract sum will be increased by \$166,335 for a new total contract sum of \$1,716,312

Motion made by Vicki Adams, seconded by Karen Keith, to defer the change order. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

3. #30 to the agreement with A.C. Owen Construction, LLC for the construction of the Tulsa County Maintenance Facilities in Districts 1 and 3, CMF #247111, for additional surveying required at the District 1 site. The contract sum will be increased by \$1,481.67 for a new total contract sum of \$7,439,662.05 (Clerk's Misc. File No. 20202103)

Motion made by Karen Keith, seconded by Vicki Adams, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

VI. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending August 31, 2020 (Clerk's Misc. File No. 20202104)

Motion made by Vicki Adams, seconded by Karen Keith, to approve the gasoline and diesel fuel quotes. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

- B. Documents for Sale of County Property - (Treasurer) - Parcel #34225-92-09-01440, N.50'LT 47 BK 1, RAYBURN'S SUB, to Michael McClain (Clerk's Misc. File No. 20202105)

Motion made by Karen Keith, seconded by Vicki Adams, to approve and authorize execution by the Commission. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

C. Requests for Approval

1. Board of County Commissioners - Consider and take action on the approval or disapproval of a certain forms of Agreements presented to this meeting in connection with Vision 2025, authorizing the Chairman upon advice of counsel to make changes to the forms of such Agreements and to execute and deliver these Agreements and all documents and agreements as may be necessary or required:
  - a. Amendment to Capital Improvements Agreement by and between the Board of County Commissioners of Tulsa County, Oklahoma, and the City of Bixby, Oklahoma (Bixby Charley Young Flagpole Relocation Project) (Clerk's Misc. File No. 20202106)
  - b. Capital Improvements Agreement by and between the Board of County Commissioners of Tulsa County, Oklahoma, and the City of Bixby, Oklahoma (Bixby Stormwater Structures and Improvements for FRC-DC Channel Outlet on Mingo Road Between 141st Street and the Arkansas River Project) (Clerk's Misc. File No. 20202107)
  - c. Capital Improvements Agreement by and between the Board of County Commissioners of Tulsa County, Oklahoma, and the City of Bixby, Oklahoma (Bixby Stormwater Structures and Improvements and Road Improvements on 131st Street Between the Haikey Creek Bridge and Mingo Road Project) (Clerk's Misc. File No. 20202108)
  - d. Capital Improvements Agreement by and between the Board of County Commissioners of Tulsa County, Oklahoma, and the City of Bixby, Oklahoma (Bixby Signalization and Access Control Improvements at South Memorial Avenue and East 126th Street South Project) (Clerk's Misc. File No. 20202109)

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

2. Building Operations - Acceptance Certificate from Schindler Elevator Corporation acknowledging that the Installation of UV-C Escalator Handrail Lighting and Anti-Microbial Handrails have been successfully completed (Clerk's Misc. File No. 20202110)

Motion made by Karen Keith, seconded by Vicki Adams, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

D. Resolutions

1. Board of County Commissioners - Authorizing Application for 2020 Rural Economic Action Plan (REAP) Grant from INCOG (Clerk's Misc. File No. 20202111)
2. CC Health Department - to designate Stephenie Tuttle as Requisitioning Officer to replace Todd Autry (Clerk's Misc. File No. 20202112)
3. Engineers:
  - a. Authorizing the District Attorney to initiate eminent domain proceedings to procure necessary right of way for purposes of bridge replacement at Posey Creek at it crosses Harvard Ave. N. of 151st St., County Project 181032 (Clerk's Misc. File No. 20202113)

- b. to certify that no federal funding will be utilized in the execution of the project described as Bridge and Approaches on 201st Street over Snake Creek, Project Number STP-0132(004)CI State Job Piece Number 30132(04) (Clerk's Misc. File No. 20202114)

4. Public Defender - to designate Rohna Riley as Receiving Officer (Clerk's Misc. File No. 20202115)

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution, as needed. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

- E. Tort Claim - (District Attorney) - TC-2018-47, Claimant: Elizabeth Ann Allen-Ramos, for incident on 10/14/2017 in the amount of \$3,500 in exchange for a release of all Claimant's remaining claims (Clerk's Misc. File No. 20202116)

Motion made by Karen Keith, seconded by Vicki Adams, to approve the recommendation of the District Attorney for the tort claim. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

F. Agreements

1. Assessor - JD Young/Think Healthy Systems - for rental and service of water filtration equipment, Model #PW1R White, Serial #0930111427 and #PW1R Black, Serial #0931223856, for a six month period; cost of \$93.90/mo. (Clerk's Misc. File No. 20202117)
2. Board of County Commissioners:
  - a. Housing Solutions, Inc. - for short term lease for the former Tulsa County Juvenile Detention Center (Clerk's Misc. File No. 20202118)
  - b. Tulsa Day Center for the Homeless - for emergency overflow shelter operations at the former juvenile center to house homeless persons at elevated risk of COVID-19 under the CDBG-CV CARES Act Program (Clerk's Misc. File No. 20202119)
3. Building Operations - CC Health Department - for fleet maintenance of Tulsa City-County Health Department owned vehicles (Clerk's Misc. File No. 20202120)
4. Court Services - BI, Incorporated - for demonstration electronic monitoring services from 8/14/2020 to 12/31/2020 (Clerk's Misc. File No. 20202121)
5. Engineers - Stacy Lynn Sears - for purchase of right of way and easements for the Posey Creek Bridge Project at 151st and Harvard, Parcel 2, 2.1, in the amount of \$3,650 (Clerk's Misc. File No. 20202122)
6. Highways - JD Young/Think Healthy Systems - for rental and service of water filtration equipment, Model #PW1R White, Serial #0925222791; cost of \$46.95/mo. (Clerk's Misc. File No. 20202123)
7. Sheriff:
  - a. Leidos Security Detection & Automation, Inc. - for equipment maintenance of x-ray systems, Model #PX6.4, Serial numbers PX641297, PX641301, PX641376 and PX641378; cost of \$5,600 each (Clerk's Misc. File No. 20202124)
  - b. Peoria Holdings, LLC - for commercial lease of buildings located at 555/569 S. Peoria Tulsa, OK 74120 from 7/1/2020 to 7/30/2021; cost of \$3,000/mo. (Clerk's Misc. File No. 20202125)

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution, as needed. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

G. Agreement Renewals

1. Employees' Retirement System of Tulsa County - Barrow, Henley, Mewhinney & Strauss, LLC - for renewal of CMF #20190288 for FY 2020-2021 (Clerk's Misc. File No. 20202126)
2. Sheriff - Cox Business:
  - a. for renewal of CMF #20190289 for FY 2020-2021 (Clerk's Misc. File No. 20202127)
  - b. for renewal of CMF #20190360 for FY 2020-2021 (Clerk's Misc. File No. 20202128)
  - c. for renewal of CMF #20190578 for FY 2020-2021 (Clerk's Misc. File No. 20202129)

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

H. Inventory Resolutions

1. Building Operations - Surplus - Two Chevrolet 15 Passenger Vans and Two Chevrolet Impalas (Clerk's Misc. File No. 20202130)
2. Sheriff - Junked - Misc. Items (Clerk's Misc. File No. 20202131)

Motion made by Karen Keith, seconded by Vicki Adams, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

I. Sole Sources

1. Parks - P & K Equipment - for parts and maintenance for John Deere Golf and Turf Equipment (Clerk's Misc. File No. 20202132)
2. Sheriff:
  - a. Environmental Systems Research Institute, Inc. (Esri) - for Esri Maps products and licenses (Clerk's Misc. File No. 20202133)
  - b. State of Kansas Highway Patrol - for purchases of used Dodge Charger Pursuit AWD vehicles (Clerk's Misc. File No. 20202134)

Motion made by Karen Keith, seconded by Vicki Adams, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

J. Utility Permits - Engineers:

1. Cushing Connect Pipeline Holdings, LLC:
  - a. to cross W. 41st St. S. (Clerk's Misc. File No. 20202135)
  - b. to cross W. 46th St. (Clerk's Misc. File No. 20202136)
  - c. to cross W. 51st St. S. (Clerk's Misc. File No. 20202137)
  - d. to cross W. 61st St. (Clerk's Misc. File No. 20202138)
  - e. to cross S. 65th W. Ave. (Clerk's Misc. File No. 20202139)
2. Magellan Pipeline Company - to cross S. 49th Ave. (Clerk's Misc. File No. 20202140)
3. Oklahoma Natural Gas Company - to cross W. 61st S. (Clerk's Misc. File No. 20202141)

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

K. Travel/Training

1. Engineers - Alex Mills to Oklahoma Floodplain Managers Association Annual Conference (Clerk's Misc. File No. 20202142)
2. OSU Extension - Michelle Bonicelli to America's Healthiest Campus Innovator Meeting (Clerk's Misc. File No. 20202143)

Motion made by Karen Keith, seconded by Vicki Adams, to approve the travel training requests. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

L. Personnel Actions

1. Administrative Services (Clerk's Misc. File No. 20202144)
2. Court Services (Clerk's Misc. File No. 20202145)
3. Election Board (Clerk's Misc. File No. 20202146)
4. Highways (Clerk's Misc. File No. 20202147)
5. Human Resources (Clerk's Misc. File No. 20202148)
6. Parks (Clerk's Misc. File No. 20202149)
7. Social Services (Clerk's Misc. File No. 20202150)

Motion made by Vicki Adams, seconded by Karen Keith, to approve the personnel actions. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

M. Juvenile Bureau Personnel Actions to Accept & File (Clerk's Misc. File No. 20202151)

Motion made by Karen Keith, seconded by Vicki Adams, to accept and file the personnel actions. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

N. CC Health Department Documents to Accept & File

1. Agreement - HACH Company- for annual service agreement for BSPQC8500 system for THD Water Lab from 10/1/2020-9/30/2021; cost of \$5,577 (Clerk's Misc. File No. 20202152)
2. Personnel Actions (Clerk's Misc. File No. 20202153)
3. Travel/Training (Clerk's Misc. File No. 20202154)

Motion made by Vicki Adams, seconded by Karen Keith, to accept and file the CC Health documents. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

O. Claims to be Disallowed (payments cancelled as of 8/17-21/2020)

There were no claims to be disallowed.

P. Claims (payments for bills to be paid by 8/10-14/2020)

Motion made by Vicki Adams, seconded by Karen Keith, to approve and authorize execution by the Commission. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

Q. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 8/17-21/2020

Motion made by Karen Keith, seconded by Vicki Adams, to approve and authorize execution by the Commission. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

R. COVID-19 Virus Discussion and Update

Jospeh Kralicek, Director of Tulsa Area Emergency Management Agency, gave an update on COVID-19 numbers in Tulsa County.

- S. Discussion and Possible Action regarding COVID-19 CARES Funding Requests/Reports/CARES Funding Agreements and Approval of Tulsa County RESET Loan Applications (Clerk's Misc. File No. 20202155)

Motion made by Karen Keith, seconded by Vicki Adams, to approve the funding requests and loan applications. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

- T. Executive Session - (District Attorney) - Requested by Douglas Wilson, Pursuant to 25 O.S. § 307(B)(4), I am requesting on behalf of Mr. Fortney that this matter be discussed in Executive Session between the Board and its attorney, the firm of Brewster & De Angelis, P.L.L.C., for the purpose of confidential communications concerning possible official action regarding a pending lawsuit, to-wit: *Revilla v. Glanz, et al.*, Case No. 13-cv-00315-JED-TLW, pending in the United States District Court for the Northern District of Oklahoma, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest

Motion made by Vicki Adams, seconded by Karen Keith, to go into Executive Session. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

Executive Session commenced at 9:50 a.m.

Motion made by Karen Keith, seconded by Vicki Adams, to reconvene the regular meeting at 10:21 a.m. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

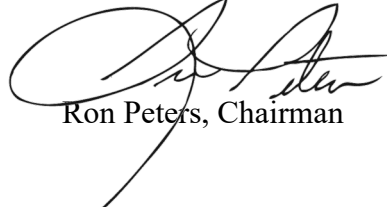
- U. Discussion and Possible Action Regarding Executive Session Item (Clerk's Misc. File No. 20202156)

Motion made by Karen Keith, seconded by Vicki Adams, to grant settlement authority to Guy Fortney up to the amount discussed in Executive Session, to-wit: *Revilla v. Glanz, et al.*, Case No. 13-cv-00315-JED-TLW, pending in the United States District Court for the Northern District of Oklahoma. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

## VII. ADJOURN

Motion made by Karen Keith, seconded by Vicki Adams, to adjourn the meeting. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

BOARD OF COUNTY COMMISSIONERS

  
Ron Peters, Chairman

ATTEST:



Michael Willis, Tulsa County Clerk

