

(Agenda of meeting was posted on the Tulsa County website at [www.tulsacounty.org](http://www.tulsacounty.org) on July 30, 2020 at 3:10 p.m.)

MINUTES  
Monday, August 3, 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: Commissioner Karen Keith, Commissioner Stan Sallee, Commissioner Ron Peters. Others present: Michael Willis, County Clerk.

Ron Peters, Chairman, called the meeting to order at 9:30 a.m. and the following business was transacted:

II. PLEDGE OF ALLEGIANCE

Tim Harris led the Pledge of Allegiance

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

IV. 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.

V. MINUTES

A. Board of County Commissioner's Meeting of July 27, 2020

Motion made by Stan Sallee, seconded by Karen Keith, to approve the minutes. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

VI. REPORTS

A. Elected Officials - (Law Library) - Remittance to State Judicial Fund - June 2020 (Clerk's Misc. File No. 20201916)

B. Employees' Retirement System of Tulsa County

1. Plan Assets and Changes in Plan Assets - June 2020 (Clerk's Misc. File No. 20201917)
2. Changes in Assets - 4th Quarter 2020 (Clerk's Misc. File No. 20201918)

Motion made by Karen Keith, seconded by Stan Sallee, to approve the reports. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

## VII. UNFINISHED BUSINESS

### A. Bid Awards & Recommendations:

1. Building Operations - Annex Building Cooling Tower Replacement - to Forrest Shoemaker Air-Conditioning, Inc. dba Shoemaker Mechanical in the total amount of \$109,772.00 which includes the Base Bid and no Alternates. This was the lowest and best bid received. (Clerk's Misc. File No. 20201919)
2. TC Departments - Dodge OEM Parts - Upon further review, it was determined that State Contract #SW307 should cover all of Tulsa County's needs for Dodge OEM Parts. It is the recommendation of this department and all using Tulsa County Departments to utilize the State Contract. (Clerk's Misc. File No. 20201920)

Motion made by Stan Sallee, seconded by Karen Keith, to approve the awards and recommendations. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

### B. Amendments

1. District Attorney - #1 to the Equipment Lease and Service Agreement with ImageNet Consulting, LLC, CMF #20201328, to remove one Konica Minolta Model 658e from the lease and reduce the monthly lease payment \$1,226.88 (Clerk's Misc. File No. 20201921)
2. Highways - #2 to the bid award for Aluminum Sign Blanks to Vulcan, Inc., CMF #245765, to renew for one year beginning August 30, 2020 with no changes to the terms of the original award (Clerk's Misc. File No. 20201922)
3. Sheriff - #2 to the bid award for Inmate E-Cigarettes and Supplies to Custom Technologies, LLC, CMF #247046, to renew for a one year period, effective August 28, 2020, with no changes to the terms of the original bid (Clerk's Misc. File No. 20201923)
4. TC Departments:
  - a. #2 - to the award for Plumbing Installation, Maintenance and Repair to DaVco Mechanical Contractors to change the company name to DaVco Heating, Cooling and Plumbing. Bid prices will remain the same for the remainder of the award (Clerk's Misc. File No. 20201924)
  - b. #3 - to the award for Plumbing Installation, Maintenance and Repair to DaVco Heating, Cooling and Plumbing, CMF#245675, to renew for one year, effective August 25, 2020 (Clerk's Misc. File No. 20201925)

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

### C. Change Orders

1. Highways - #1 to the Project Agreement with the Oklahoma Department of Transportation (ODOT) for intersection improvements at 116th Street North and 129th East Avenue, project STP-272B(278)CI, CMF #20200056, for a temporary traffic signal as well as the addition of twelve calendar days to the contract time. The contract sum will be increased by this change order in the amount of \$47,245 of which Tulsa County is responsible for ten percent (10%) per the original agreement (Clerk's Misc. File No. 20201926)
2. Engineers - #3 to the Project Agreement with Oklahoma Department of Transportation (ODOT) for intersection improvements at 86th Street North and North Sheridan, project J32203(04)CI, STP-272C(261)CI, CMF #246160, for pedestrian signal poles. The contract time is unchanged by this change order. The contract sum will be increased by this change order in the amount of \$3,784 (Clerk's Misc. File No. 20201927)

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

## VIII. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending August 10, 2020 (Clerk's Misc. File No. 20201928)

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

- B. Documents for Sale of County Property - Treasurer:

1. Parcel 42850-92-03-08120, LT 16, BLK 1, TOWER VIEW SUB to Alex Investments, LLC (Clerk's Misc. File No. 20201929)
2. Parcel 43300-03-29-10310, LT 68, BK 6, TULSA HGTS to Jahmal Bryant (Clerk's Misc. File No. 20201930)
3. Parcel 43300-03-29-11900, N.45'LT 229 & S.5'LT 230 BK 18, TULSA HGTS to Jahmal Bryant (Clerk's Misc. File No. 20201931)

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

- C. Requests for Approval

1. Building Operations - Plumbing Affidavit to allow Phillip Rudluff and William Cunnane to maintain their Plumbing apprentice under Jeffrey Lyn Morrow's Plumbing Contractor License (Clerk's Misc. File No. 20201932)
2. Court Services - of TCP 2105 which establishes policies and procedures to ensure that Court Services practices regarding on-call pay and compensatory time are consistent with all applicable Tulsa County policies, and to adopt standards for on-call pay and the accrual and use of compensatory time by EMP Officers and Case Managers (Clerk's Misc. File No. 20201933)
3. Sheriff - for Judith Pounds to retain peace officer status and be designated as Peace Officer, Retired, under Title 19 Oklahoma Statutes Sections 553 and 554, effective July 31, 2020 (Clerk's Misc. File No. 20201934)

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

- D. Resolution - (Engineers) - to designate Dan Eisman as Requisitioning Officer (Clerk's Misc. File No. 20201935)
- E. Tort Claim - (District Attorney) - TC-2020-10, Claimant: Amanda Shipman for incident on May 13, 2019 in the amount of \$11,185.10 (Clerk's Misc. File No. 20201936)

Motion made by Stan Sallee, seconded by Karen Keith, to approve and authorize execution of the resolution by the Chairman, and to approve the recommendation of the District Attorney for the Tort Claim. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

- F. Agreements

1. Board of County Commissioners
  - a. Mid-Continental Restoration Company, Inc., for Tulsa County for HQ Building Exterior Envelope (Clerk's Misc. File No. 20201937)
  - b. INCOG - for administrative services to provide management assistance, oversight and coordination for fiscal year 2020 CDBG Coronavirus Program funded through the CARES Act, in the amount of \$50,000 (Clerk's Misc. File No. 20201938)
  - c. The Salvation Army - for the operation of the Emergency Overflow Shelter for the homeless at the former Tulsa County Juvenile Center, which shelter opened to house homeless persons at elevated risk for COVID19 virus under the CDBG-CV CARES Act Program (Clerk's Misc. File No. 20201939)
2. Employees' Retirement System of Tulsa County - Stanfield & O'Dell Audit Engagement Letter 2019-2020 (Clerk's Misc. File No. 20201940)

3. Parks - Jennifer Teagarden - Fiscal Year 2020-2021
  - a. Self-Defense and Cheerleading Classes at Bixby Community Center (Clerk's Misc. File No. 20201941)
  - b. Self-Defense and Cheerleading Classes at LaFortune Park (Clerk's Misc. File No. 20201942)
  - c. Self-Defense Classes at South County Recreation Center (Clerk's Misc. File No. 20201943)
4. Sheriff - Hall, Estill, Hardwick, Gable, Golden & Nelson, PC, for representation regarding Coker v. Regalado, et. al, Case No. 20-cv-00347-GKF-FHM, pending in the U.S. District Court for the Northern District of Oklahoma (Clerk's Misc. File No. 20201944)

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

- G. Agreement Renewal - (Building Operations) - DLSS - for renewal of CMF #20190283 & 20190217 for FY 2020-2021 (Clerk's Misc. File No. 20201945)

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

- H. Notice to Proceed - Mid-Continental Restoration Company, Inc., to proceed with the scope of work as defined in the approved agreement for the Tulsa County HQ Building Exterior Envelope (Clerk's Misc. File No. 20201946)

Motion made by Karen Keith, seconded by Stan Sallee, to approve the notice to proceed. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

- I. Inventory Resolutions

1. IT - Junked - 3 EX9251 Switches (Clerk's Misc. File No. 20201947)
2. Social Services - to accept donation from Hallmark Route 66 Keepsake Club of Edlund 203-2 Speed Table Top Electric Can Opener 230V (Clerk's Misc. File No. 20201948)

Motion made by Stan Sallee, seconded by Karen Keith, to approve the inventory resolutions. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

- J. Sole Sources

1. CC Health - IDEXX Laboratories, Inc. - for IDEXX products associated to the water market (Clerk's Misc. File No. 20201949)
2. Parks
  - a. Holliday Sand and Gravel Company - for the USGA greens mix and the 90/10 Dakota peat mix for use at the Tulsa County Golf Courses. Holliday Sand and Gravel provided sand for reconstruction of the putting greens, to prevent layering, it is critical that the greens be topped with the identical sand (Clerk's Misc. File No. 20201950)
  - b. Kansas Golf & Turf Inc. - for Turfco, Jacobsen and Smithco equipment, specialty products and parts (Clerk's Misc. File No. 20201951)
  - c. Keeling Company - for Rain Bird Golf Irrigation products and service in the State of Oklahoma (Clerk's Misc. File No. 20201952)
  - d. R & R Products, Inc. - for R & R replacement parts and products (Clerk's Misc. File No. 20201953)

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

- K. Utility Permits - (Engineers) - Oklahoma Natural Gas Company:

1. to cross N. 97th E Ave. (Clerk's Misc. File No. 20201954)
2. to cross S. Lewis Ave. (Clerk's Misc. File No. 20201955)

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

L. Travel/Training - OSU Extension:

1. Michelle Bonicelli - to County Fair Judging at Okfuskee Fairgrounds on 9/10/20; cost of \$85 (Clerk's Misc. File No. 20201956)
2. Michelle Bonicelli - to County Fair Judging at Rogers County on 9/16/20; cost of \$50 (Clerk's Misc. File No. 20201957)
3. Michelle Bonicelli - to OHCE Meeting in Claremore, OK on 8/25/20; cost of \$50 (Clerk's Misc. File No. 20201958)

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

M. Personnel Actions

1. Building Operations (Clerk's Misc. File No. 20201959)
2. Highways (Clerk's Misc. File No. 20201960)
3. Human Resources (Clerk's Misc. File No. 20201961)
4. Parks (Clerk's Misc. File No. 20201962)

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

N. Drainage District Personnel Actions to Accept & File (Clerk's Misc. File No. 20201963)

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

O. Juvenile Bureau Personnel Actions to Accept & File (Clerk's Misc. File No. 20201964)

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

P. CC Health Department Personnel Actions to Accept & File (Clerk's Misc. File No. 20201965)

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

Q. Claims to be Disallowed (payments cancelled as of 7/27-31/20)

There were no claims to be disallowed.

R. Claims (payments for bills to be paid by 7/20-24/20)

Motion made by Stan Sallee, seconded by Karen Keith, to approve the claims. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

S. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 7/27-31/20

Motion made by Karen Keith, seconded by Stan Sallee, to approve the blanket purchase orders and emergency purchase orders. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

T. Zoning Application Hearing and Possible Action - Tulsa Metropolitan Area Planning Commission CZ500 - Applicant: Jared Cottle, Windrush II on Mingo, LLC Location: North of the Northwest corner of East 136th Street South & South Mingo Road. The request is to rezone from RS to RM-2 to permit the construction of duplexes Tract Size: 2.436 ± acres. On Meeting Date of July 1, 2020 TMAPC voted 10-0-0 to recommend that the County Commission Approve rezoning of 2.436 ± acres from RS to RM-2 (Clerk's Misc. File No. 20201966)

Motion made by Stan Sallee, seconded by Karen Keith, to enter into public hearing at 9:38 a.m. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

Susan Miller, representing Tulsa Metropolitan Area Planning Commission, presented the Zoning Application.

Motion made by Karen Keith, seconded by Stan Sallee, to close the public hearing at 9:41 a.m. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

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

U. COVID-19 Virus Discussion and Update

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

V. Discussion and Possible Action regarding COVID-19 CARES Funding Requests/Reports/CARES Funding Agreements (Clerk's Misc. File No. 20201967)

Motion made by Karen Keith, seconded by Stan Sallee, to approve the funding requests. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

W. Executive Session - (District Attorney) - Requested by James Rea - Pursuant to 25 O.S. § 307(B)(4), I am requesting that this matter be discussed in Executive Session between the Board and its attorney, for the purpose of confidential communications concerning possible official action regarding a pending claim in the matter of Tort Claim TC-2018-47; Elizabeth Ann Allen Ramos v. BOCC and Deputy Eric Harlan; pending in the District Court of Tulsa County as Case No. CJ-2019-04017 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 Karen Keith, seconded by Stan Sallee, to go into Executive Session. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion Carried.

Executive Session commenced at 9:44 a.m.

Motion made by Karen Keith, seconded by Stan Sallee, to reconvene the regular meeting at 9:49 a.m. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

X. Discussion and Possible Action Regarding Executive Session Item (Clerk's Misc. File No. 20201968)

Motion made by Karen Keith, seconded by Stan Sallee, to grant settlement authority to District Attorney's Office up to the amount discussed in Executive Session, to-wit: Tort Claim TC-2018- 47; Elizabeth Ann Allen Ramos v. BOCC and Deputy Eric Harlan; pending in the District Court of Tulsa County as Case No. CJ-2019-04017. Upon roll call, Yes - Karen Keith, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

IX. ADJOURN

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

BOARD OF COUNTY COMMISSIONERS

Ron Peters, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk