

(Agenda of meeting was posted outside of the Tulsa County Headquarters Building and on the Tulsa County website at www.tulsacounty.org on December 9, 2022 at 9:09 a.m.)

MINUTES
Monday, December 12, 2022

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 Kelly Dunkerley, Commissioner Stan Sallee and Commissioner Karen Keith. Others present: County Clerk Michael Willis.

Karen Keith, Chairman, 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, Director of Governmental Affairs, Early Settlement, Election Board, Engineers, Highways, Human Resources, Information Technology, Inspections, Parks, Social Services, Procurement, Assessor, County Clerk, Court Clerk, Sheriff, Treasurer, District Attorney, Drainage District #12, Expo Square, Juvenile Justice, OSU Extension, Presiding Judge, River Parks Authority, Tulsa Area Emergency Management Agency, Chief Deputies and County Commissioners

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

III. MINUTES

A. Board of County Commissioner's Special Meeting of December 2, 2022

B. Board of County Commissioner's Meeting of December 5, 2022

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

IV. REPORTS

A. Elected Officials:

1. Assessor - Monthly Revolving for 11/2022 (Clerk's Misc. File No. 20222131)
2. County Clerk - Monthly for 11/2022 (Clerk's Misc. File No. 20222132)
3. Treasurer - Depository Summary of Daily Analysis for 11/2022 (Clerk's Misc. File No. 20222133)

B. County Department - (Election Board) - Monthly for 11/2022 (Clerk's Misc. File No. 20222134)

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

V. UNFINISHED BUSINESS

A. Bid Openings

1. TC Departments - Vehicle Lubricants and Antifreeze
 - a. Crow Burlingame Co., dba Bumper to Bumper (Clerk's Misc. File No. 20222135)

Motion made by Kelly Dunkerley, seconded by Stan Sallee, to refer the bids to TC Departments and Procurement for analysis, review and recommendation on 12/19/2022. Upon roll call, Yes - None. No - None. Abstain - None. Motion carried.

B. Bid Awards & Recommendations:

1. Engineers - Hydraulic Hoses, Fittings, Assemblies and Repair, to Ameriflex Hose & Accessories and Lawson Products, Inc., the lowest and best bids received. This award is for one year beginning 1/15/2023 (Clerk's Misc. File No. 20222136)

Motion made by Stan Sallee, seconded by Kelly Dunkerley, to approve the recommendation. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

2. Sheriff - DLM Exterior Glass Replacement - Deferred

Motion made by Kelly Dunkerley, seconded by Stan Sallee, to defer the award. Upon roll call, Yes- Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

C. Amendments

1. Board of County Commissioners - Lilly Architects, PLLC, to correct the Project name to Tulsa County Courthouse Renovation on Amendment #1, CMF# 20222032, approved 11/21/2022 to allow courthouse foot-traffic analysis and courthouse phasing strategy services (Clerk's Misc. File No. 20222137)
2. Engineers:
 - a. #10 to the agreement with Dewberry Engineers, Inc., CMF #207780, to re-develop the floodplain and floodway in a phased approach per coordination with the Federal Emergency Management Agency at Garnett Road, 81st Street to 101st Street. This amendment will increase the cost of engineering services by \$53,000 for a total contract amount of \$523,774.32 (Clerk's Misc. File No. 20222138)
 - b. #2 to the agreement with Meshek & Associates, LLC, CMF #20211873, to revise the scope of the original agreement to prepare the GIS Editing Application to enable County staff to view and edit data and provide on-site training and on-call support through June 30, 2023. This amendment will increase the original contract by \$33,080 for a total contract amount not to exceed \$111,930 (Clerk's Misc. File No. 20222139)

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

- D. Change Order - (Sheriff) - #6 to agreement with Thompson Construction for the Build-Out of Tulsa County Sheriff's Office Administration Building, CMF# 20221069, for the addition of a 4" data communications extension, an increase of \$16,340.58 which is within the allowable amount for change orders for this project as per Okla. Stat. Title 61 (Clerk's Misc. File No. 20222140)

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

- E. Agreement - (Administrative Services) - Standley Systems, LLC, for Rental of Savin 2500 Printer; cost of \$102.34/month plus excess per image charge Mono .013 + tax - Deferred from 12/5/2022 (Clerk's Misc. File No. 20222141)

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

VI. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending 12/19/2022 (Clerk's Misc. File No. 20222130)

Motion made by Stan Sallee, seconded by Kelly Dunkerley, to approve the fuel quotes. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

- B. Reappointments - Commissioner Keith:

1. Peter Regan to INCOG Board of Directors, effective 1/1/2023, with term to expire 12/31/2024 (Clerk's Misc. File No. 20222142)
2. Stacey Bayles to the Tulsa Metropolitan Area Planning Commission effective 1/1/2023, for a three-year term to expire 12/31/2025 (Clerk's Misc. File No. 20222143)

Motion made by Kelly Dunkerley, seconded by Stan Sallee, to approve the reappointments. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

- C. Memorandum of Understanding - (Sheriff) - Tulsa Job Corps, for a Work Based Learning Program (Clerk's Misc. File No. 20222144)

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

- D. Requests for Approval

1. Building Operations - Gen II Fire Protection, LLC, of Certificate of Substantial Completion for new fire sprinkler system for Apache warehouse (Clerk's Misc. File No. 20222145)
2. Engineers - Oklahoma Department of Transportation for reimbursement of right-of-way appraisals for 11 parcels required for the 101st Street South from Memorial to Garnett road project, State Project No. JP 29345(04), assigned to Meshek & Associates, LLC, in the amount of \$35,200 (Clerk's Misc. File No. 20222146)
3. Sheriff - Thompson Construction, Inc., to rescind Change Order #3, CMF #20222036, for the addition of 4" data communications extension on the Build-Out of Tulsa County Sheriff's Office Administration Building (Clerk's Misc. File No. 20222147)

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

- E. Resolutions

1. Drainage District #12:
 - a. to Stike Assessment from the 2021 and 2022 Tax Roll - Flea Market Depot - Parcel No.: 00000-52-00-00754:
Item No. 21-20-5001650-024-4; Assessed Value: \$29,224; Tax Amount: \$327;
Amount to Strike: \$322
Item No. 22-20-5001550-024-5; Assessed Value: \$13,077; Tax Amount: \$127;
Amount to Strike: \$122 (Clerk's Misc. File No. 20222148)

b. to Strike Assessment from the 2022 Tax Roll:

- 1) Adams, Don - Parcel No. 55375-92-05-07230; Item No. 22-20-5035550-024-8; Assessed Value: \$3,696; Tax Amount: \$36; Amount to Strike: \$36 (Clerk's Misc. File No. 20222149)
- 2) Mr. Green Plus, Inc. - Parcel No. 00000-52-00-01556; Item No. 22-20-5001650-001-1; Assessed Value: \$33,219; Tax Amount: \$322, Amount to Strike: \$303 (Clerk's Misc. File No. 20222150)

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

2. Public Defender:

- a. Designating Steven Jameson as Receiving Officer to replace Cynthia Wolf (Clerk's Misc. File No. 20222151)
- b. Removing Cynthia Wolf as Receiving Officer (Clerk's Misc. File No. 20222152)

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

F. Agreements

1. Administrative Services - Heidelberg, USA

- a. Service for Suprasetter A75, Serial #PJ000833; cost \$853/mo.
- b. Service for Prinect, Serial # PS00002277, Upgrades, Support & Install; cost \$695/month

Motion made by Kelly Dunkerley, seconded by Stan Sallee, to strike these agreements. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

2. Assessor - Thomas Y. Pickett & Company, Inc., for analyses and appraisal services for a fee of \$41,000 (Clerk's Misc. File No. 20222153)
3. Board of County Commissioners:

- a. Longacre, Inc., for strategic communications plan with Oklahoma legislative and executive branches (Clerk's Misc. File No. 20222154)

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

b. ARPA Beneficiary Agreements - Tulsa Regional Chamber dba Tulsa Regional Tourism:

- 1) in the amount of \$1,413,854, CMF #20212573, to fund marketing and strategic campaigns for travel, tourism, and hospitality (Clerk's Misc. File No. 20222155)
- 2) in the amount of \$918,000 CMF #20212573, for funding to address the negative economic impact on Tulsa County's music industry (Clerk's Misc. File No. 20222156)

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

4. Juvenile Bureau - RP Power for maintenance and service on a diesel generator, Kohler Model 2000REOZMD, SN #3393GMGC0004 through 11/30/2023; fee of \$2,342 (Clerk's Misc. File No. 20222157)

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

5. Parks - Stanley H. Keithley, for a Bible Study Group to meet at Chandler Park Gymnasium on 4/23/2023 from 8:00 a.m. to 4:00 p.m.; fee of \$795 (Clerk's Misc. File No. 20222158)

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

6. Sheriff:

- a. Cherokee Pride Construction, for project performance for the Administrative Campus Buildout Flood Plain Grading located at 6094 E. 66th Street North, Tulsa, OK (Clerk's Misc. File No. 20222159)

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

- b. RapidSOS, for browser-based tool providing mapping solution for all emergency responses

Motion made by Stan Sallee, seconded by Kelly Dunkerley, to strike this agreement. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

7. Treasurer - ASM Global, for rental of Cox Convention Center for 2023 Resale Auction (Clerk's Misc. File No. 20222160)

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

- G. Agreement Renewal - (District Attorney) - ImageNet Consulting, Inc., for renewal of CMF #20220295, for FY 2022-2023 (Clerk's Misc. File No. 20222161)

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

- H. Request to Advertise for Bids - (TC Departments) - Hygiene Supplies (Clerk's Misc. File No. 20222162)

Motion made by Kelly Dunkerley, seconded by Stan Sallee, to approve the request. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

- I. Inventory Resolution - (Highways District #3) - 2002 John Deere 770 CH Motor Grader - Asset was previously approved by the Board to be surplus on 10/11/2021 (CMF #20212295) so that it could be sold at auction. It has not been sold and has since been determined that Highway District 3 wishes to repair and utilize the asset. Since the asset was retired in Munis and not carried over to Workday, we cannot "re-activate" the asset and as such, we request approval to manually create this asset in Workday (Clerk's Misc. File No. 20222163)

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

J. Utility Permits - Engineers:

1. Oklahoma Natural Gas Company, to cross E. 161st St. S., approximately 0.98/3.50 mi. S/E of the US-75 & SH-67 junction (Clerk's Misc. File No. 20222164)
2. Washington County Rural Water District #3, for the crossing of N. 143rd E. Ave. approximately 0.25 mi. N. of the E. 126th St. N. & N. 143rd E. Ave. junction (Clerk's Misc. File No. 20222165)

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

- K. Travel/Training - (Election Board) - Ashley Hackett to attend Government Social Media Conference, 5/1-5/2023 in Reno-Tahoe, Nevada; cost of \$2,500 (Clerk's Misc. File No. 20222166)

Motion made by Stan Sallee, seconded by Kelly Dunkerley, to approve the travel/training request. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

- L. Juvenile Bureau Travel Training to Accept & File - Drug Court staff, Hayley Garrison and Jordan Bilby to attend the 2022 Prevention and Recovery Conference in Norman, OK on 12/6-7/2022; cost \$1,200 (Clerk's Misc. File No. 20222167)

Motion made by Stan Sallee, seconded by Kelly Dunkerley, to accept and file the travel/training. Upon roll call, Yes - None. No - None. Abstain - None. Motion carried.

- M. Claims to be Disallowed (payments cancelled as of 12/5-9/2022)

There were no claims to be disallowed.

- N. Claims (payments for bills to be paid from 11/28-12/2/2022)

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

- O. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 12/5-9/2022

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

- P. Consideration and Approval of Construction Program Payments

1. Vision Tulsa County (Clerk's Misc. File No. 20222168)

Sales Tax/Bond Funded Projects Recommended for Payment

Creditor: Meshek & Associates; **Fund:** HW86N/PJ1047; **Item:** 86th St. N. Memorial to Hwy 75 Improvements; **Purpose:** Right of Way Acquisitions; **Amount Paid:** \$555

Creditor: Meshek & Associates; **Fund:** H91SO/PJ1033; **Item:** 91st So Hwy 75 to Elwood Ave. Improvements; **Purpose:** Right of Way Acquisitions; **Amount Paid:** \$250

Creditor: Dell Marketing LP; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Materials; **Amount Paid:** \$743.02

Creditor: Presidio Networked; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Materials; **Amount Paid:** \$4,877.25

Creditor: American Waste Control, Inc.; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Construction; **Amount Paid:** \$696.50

Creditor: Economy Lumber; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Materials; **Amount Paid:** \$2,695.60

Creditor: Stuart Irby Electrical Distributor; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Materials; **Amount Paid:** \$2,108.83

Creditor: Stuart Irby Electrical Distributor; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amount Paid:** \$135.91

Creditor: Heatwave Supply Inc; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amount Paid:** \$1,575.59

Creditor: Heatwave Supply Inc; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amount Paid:** \$318.33

Creditor: Tomahawk Materials; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amount Paid:** \$340

Creditor: Tomahawk Materials; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amount Paid:** \$170

Creditor: Tomahawk Materials; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amount Paid:** \$360

Creditor: Locke Supply; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amount Paid:** \$130.62

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

Q. Public Health Update

Joseph Kralicek, Director of Tulsa Area Emergency Management Agency, gave an update on COVID-19 and flu season in Tulsa County

- R. Zoning Application Hearing and Possible Action - Tulsa Metropolitan Area Planning Commission (TMAPC) - CZ-536 and Related PUD - 863 - Applicant: Ryan McCarty, Owner: Pine Springs Development Group LLC; Location: Southwest Corner of East 171st Street South and South Sheridan Road to Rezone 135.27 ± acres from AG to RE with a PUD overlay on a portion of rezoning area to permit a single-family residential subdivision. On Meeting Date of October 5, 2022 TMAPC voted 9-0-0 to recommend that the County Commission Approve rezoning of 135.27 + acres from AG to RE (Clerk's Misc. File No. 20222169)**

Motion made by Stan Sallee, seconded by Kelly Dunkerley, to enter into public hearing at 9:44 a.m. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

Jay Hoyt, representing TMAPC, presented the zoning case CZ-536 and related PUD-863.

There were no members of the public signed up to speak.

Motion made by Stan Sallee, seconded by Kelly Dunkerley, to close the public hearing at 9:46 a.m. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

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

S. Executive Session - District Attorney:

1. Requested by Leana Glenn - 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, to wit: *Tort Claim TC-2022-39: Jennifer Glad v. Tulsa County Sheriff's Office* disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest
2. Requested by Douglas Wilson - Pursuant to 25 O.S. § 307(B)(3), the Board may meet in executive session for purposes of discussing the purchase or appraisal of real property

Motion made by Kelly Dunkerley, seconded by Stan Sallee, to go into Executive Session. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion Carried.

Executive Session commenced at 9:47 a.m.

Motion made by Kelly Dunkerley, seconded by Stan Sallee, to reconvene the regular meeting at 9:52 a.m. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

T. Discussion and Possible Action Regarding Executive Session Items

Executive Session #1 - Motion made by Kelly Dunkerley, seconded by Stan Sallee, to grant settlement authority to the District Attorney up to the amount discussed in Executive Session, to-wit: *Tort Claim TC-2022-39: Jennifer Glad v. Tulsa County Sheriff's Office*. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20222170)

Executive Session #2 - There was no action taken in the session regarding Real Property

VII. 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.

VIII. ADJOURN

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

BOARD OF COUNTY COMMISSIONERS

Karen Keith, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk