

(Agenda of meeting was on the Tulsa County website at www.tulsacounty.org on February 11, 2021 at 5:02 p.m.)

MINUTES
Tuesday, February 16, 2021

I. CALL TO ORDER

The Board of County Commissioners (BOCC) met at the hour of 8:30 a.m., with the following members present: Commissioner Ron Peters appearing in person, Commissioner Karen Keith appearing in person and Commissioner Stan Sallee appearing in person. Others present: County Clerk Michael Willis.

Stan Sallee, Chairman, called the meeting to order at 8:30 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 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 February 8, 2021

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

V. REPORTS

A. Court Clerk - Monthly for 1/2021 (Clerk's Misc. File No. 20210289)

B. Election Board - Monthly for 1/2021 (Clerk's Misc. File No. 20210290)

C. Treasurer - Depository Summary of Daily Analysis for 1/2021 (Clerk's Misc. File No. 20210291)

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

VI. UNFINISHED BUSINESS

A. Bid Openings - Board of County Commissioners:

1. County property at 6146 N. Yorktown Ave., Tulsa, OK 74130, and more particularly described as Lot 19, Block 1, Scottsdale Addition Subject to a Perpetual Easement

No bids received.

2. County property at 3121 S. 63rd Ave. W., Tulsa, OK 74107, and more particularly described as The South Half (S/2) of Lot Twenty-Two (22), Block Four (4), Berry Hill Acres Subdivision to Tulsa County, State of Oklahoma, according to the recorded Plat No. 981
 - a. Brad and Becky Niehus - Bid Amount \$5,103 (Clerk's Misc. File No. 20210292)

Motion made by Karen Keith, seconded by Ron Peters, to refer the bids to the Board of County Commissioners and Procurement for analysis, review and recommendation on February 22, 2021. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

B. Bid Awards & Recommendations - Highways:

1. Hydro-Mulching Services - to Hydromulch Plus of Oklahoma, LLC, the overall lowest and best bid received. This award is for one year beginning 2/18/2021 (Clerk's Misc. File No. 20210293)
2. Road Materials - to various vendors, the lowest and best for their respective awarded categories and products. This award is for one year beginning 3/1/2021 (Clerk's Misc. File No. 20210294)

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

- C. Amendment #1 - (Sheriff) - to the bid award for Uniforms and Accessories to Galls, OK Police Supply and COPS Products, CMF #20202953, to add Spiewak Weathertech systems airflow duty jacket, Style SH3466, Color DKNVY. Galls and OK Police Supply quoted the lowest price of \$175 each (Clerk's Misc. File No. 20210295)

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

D. Change Orders - Board of County Commissioners:

1. #4 to the agreement with PDI Door & Hardware, LLC dba Precision Door & Hardware for the Tulsa County "HQ" Administration Building Renovations bid package 08B (Wood Doors), CMF #247245, for a new door for the 8th floor, room 842B. The contract sum will be increased in the amount \$530 for a revised total contract sum of \$72,017 (Clerk's Misc. File No. 20210296)
2. #7 to the agreement with All American Fire Systems, Inc. for the Tulsa County "HQ" Administration Building Renovations bid package 21A (Fire Protection), CMF #247510, to re-route sprinkler lines for the garage hole and hole cover. The contract sum will be increased by \$9,039 for a revised total contract sum of \$400,335 (Clerk's Misc. File No. 20210297)

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

- E. Amended Resolution - (Board of County Commissioners) - for Commercial Property Assessed Clean Energy Program (PACE) (Clerk's Misc. File No. 20210298)

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

VII. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending February 22, 2021 (Clerk's Misc. File No. 20210299)

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

- B. Resolution on Disposition of Funds/Cash Fund Estimate of Needs from 1/14/2021 to 2/10/2021 (Clerk's Misc. File No. 20210300)

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

- C. Memorandums of Understanding - Sheriff:

1. Domestic Violence Intervention Services - establishing guidelines for the Inmate PREA Project (Clerk's Misc. File No. 20210301)
2. Sand Springs Police Department - for Compliance with Prison Rape Elimination Act Standard 115.54 Third Party Reporting (Clerk's Misc. File No. 20210302)

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

- D. Requests for Approval - Social Services:

1. to accept donations of food, medications and various items for 1/2021 (Clerk's Misc. File No. 20210303)
2. to close the George Prothro, MD Pharmacy of Tulsa County from 5/18-19/2021 to conduct annual inventory (Clerk's Misc. File No. 20210304)

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

- E. Resolution - (Engineers) - authorizing the filing of Yellowstone Estates Private Subdivision plat, as required under Title 19 O.S., § 288.1 (Clerk's Misc. File No. 20210305)

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

- F. Agreements

1. District Attorney - ImageNet Consulting, LLC - for lease and service Konica Minolta printer; cost of \$225.02/mo. (Clerk's Misc. File No. 20210306)
2. Engineers:
 - a. United States Army Corps of Engineers, Tulsa County and the Oklahoma State Historic Preservation Office - for bridge replacement (NBI: 00122) on E. 201st Street over Snake Creek, State Job J/P 30132(04) (SWT-2019-00384) (Clerk's Misc. File No. 20210307)
 - b. Welltower, Inc. - for the purchase of right of way and easements for the widening of 51st Street between 177th and 193rd, Parcel 2.1, 2A, 2B and 2C, in the amount of \$4,000 (Clerk's Misc. File No. 20210308)

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

3. Sheriff - Wood, Puhl & Wood, P.L.L.C. - for legal representation in the case of *Etta Love Barre, as the special Administrator of the Estate of Joshua Barre, deceased, Plaintiff v. Will Ramsey, Brandon Walker, Monica Holloway, Vic Regalado, in his official capacity*, Northern District of Oklahoma, Case No. 18-CV-00276-JED-FHM, rates of \$250/hr. for Scott Wood, \$185/hr. for associate attorneys and \$80/hr. for legal assistants/paralegals (Clerk's Misc. File No. 20210309)

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

- G. Request to Advertise for Bids - (Highways) - Construction of Concrete Headwalls (Clerk's Misc. File No. 20210310)

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

H. Inventory Resolutions

1. Assessor:
 - a. Transferred to Building Operations - Mitsubishi Air Conditioner (Clerk's Misc. File No. 20210311)
 - b. Transferred to IT - 11 Haworth Workstations (Clerk's Misc. File No. 20210312)
2. County Clerk - Transferred to OSU Extension - Misc. Items (Clerk's Misc. File No. 20210313)
3. Election Board - Transferred to IT - 6 Haworth Workstations (Clerk's Misc. File No. 20210314)
4. Engineers - Junked - Misc. Office Equipment (Clerk's Misc. File No. 20210315)
5. Procurement - Junked - 2-Drawer Lateral File (Clerk's Misc. File No. 20210316)
6. Social Services - Junked - Speed Queen Washing Machine (Clerk's Misc. File No. 20210317)
7. Treasurer - Transferred to Public Defender - 2 Desks and Connecting Chairs (Clerk's Misc. File No. 20210318)

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

- I. Sole Source - (CC Health) - Teledyne Tekmar Instruments - for TOC Fusion Analyzer and associated parts and components (Clerk's Misc. File No. 20210319)

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

J. Utility Permits - Engineers:

1. Rural Water District #6, Okmulgee County - to cross Harvard Ave. (Clerk's Misc. File No. 20210320)
2. Tyler Neafus/Bret Barnhart Excavating - to cross 161st St. S. (Clerk's Misc. File No. 20210321)

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

K. Personnel Actions

1. Highways (Clerk's Misc. File No. 20210322)
2. Parks (Clerk's Misc. File No. 20210323)

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

L. CC Health Department Agreements to Accept & File

1. Swift Staffing Solutions, LLC - for staffing services for medical positions from 12/01/20-11/30/21 (Clerk's Misc. File No. 20210324)
2. Pinnacle Business Systems, Inc. - for email migration services for Office365 from 2/12/2021-06/30/2021; cost of \$65,400 (Clerk's Misc. File No. 20210325)

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

M. Claims to be Disallowed (payments cancelled as of 2/08-12/2021)

There were no claims to be disallowed.

N. Claims (payments for bills to be paid by 2/01-05/2021)

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

O. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 2/08-12/2021

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

P. 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.

Q. 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. 20210326)

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

R. Executive Session - (District Attorney) - Requested by Douglas Wilson, Pursuant to 25 O.S. § 307(B)(4), I am requesting on behalf of Mr. Gibbs that this matter be discussed in Executive Session between the Board and its attorney, the firm of Gibbs Armstrong Borochoff, P.C., for the purpose of confidential communications concerning possible official action regarding a pending claim, to-wit: *Board of County Commissioners of Tulsa County v. McKinsey & Company*, 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 Ron Peters, seconded by Karen Keith, to go into Executive Session. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion Carried.

Executive Session commenced at 8:44 a.m.

Motion made by Karen Keith, seconded by Ron Peters, to reconvene the regular meeting at 9:07 a.m. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

S. Discussion and Possible Action Regarding Executive Session Item

Motion made by Ron Peters, seconded by Karen Keith, to authorize Napoli Shkolnik and Gibbs Armstrong firm to proceed with litigation, to-wit: *Board of County Commissioners of Tulsa County v. McKinsey & Company*. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20210327)

VIII. ADJOURN

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

BOARD OF COUNTY COMMISSIONERS

Stan Sallee, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk