

(Agenda of meeting was posted outside of the Tulsa County Headquarters Building and on the Tulsa County website at www.tulsacounty.org on February 23, 2023 at 4:00 p.m.)

MINUTES
Monday, February 27, 2023

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 and Commissioner Kelly Dunkerley. Others present: County Clerk Michael Willis.

Kelly Dunkerley, 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

III. MINUTES

A. Board of County Commissioner's Meeting of 2/21/2023

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

IV. UNFINISHED BUSINESS

A. Bid Awards & Recommendations:

1. Parks - RFQ for Construction Manager at Risk Services for Case Tennis Center at LaFortune Park - Deferred

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

2. Engineers - Road Materials to various vendors, the lowest and best for their respective awarded categories and products. This award is for one year beginning 3/1/2023 (Clerk's Misc. File No. 20230269)

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

B. Amendments

1. Sheriff - #1 Turn Key Health Clinics, LLC, to serve as a revision to Section 1.10 Indemnity and Immunity for the Comprehensive Health Services at David L. Moss Criminal Justice Center CMF #20221680, with no other changes to the remaining terms and conditions (Clerk's Misc. File No. 20230270)

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

2. TC Departments - #6 to the award for Office Supplies to Admiral Express, CMF #20200598, to exercise the option to renew the award for an additional six-month period beginning 4/7/2023 (Clerk's Misc. File No. 20230271)

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

V. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending 3/6/2023 (Clerk's Misc. File No. 20230268)

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

B. Requests for Approval

1. Board of County Commissioners:

- a. of letter requesting the Historic Greenwood District be designated a National Monument (Clerk's Misc. File No. 20230272)

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

- b. of notice of termination of agreement to facilitate the sale of the Bixby Community Center to the City of Bixby:
- 1) to Arlene Criner, Independent Instructor Agreement - Pre-School Education Program, CMF #20220834 (Clerk's Misc. File No. 20230273)
 - 2) to Belinda Tubby, Independent Instructor Agreement - Stamp Art Program, CMF #20220881 (Clerk's Misc. File No. 20230274)
 - 3) to Cox Business, Commercial Services Agreement - CBI 50 and Static IP Address, Original CMF #202002678, as renewed by CMF #20221255 (Clerk's Misc. File No. 20230275)
 - 4) to ImageNet Consulting, LLC, Lease Agreement - Konica Minolta Bizhub C250I, CMF #20211376 (Clerk's Misc. File No. 20230276)
 - 5) to Joe Spring, Independent Instructor Agreement - Martial Arts Program, CMF #20221302 (Clerk's Misc. File No. 20230277)
 - 6) to Laura Teal, Independent Instructor Agreement - Dance Program, CMF #20221140 (Clerk's Misc. File No. 20230278)
 - 7) to Robert Spears, Independent Instructor Agreement - Country Dance Program, CMF #20221235 (Clerk's Misc. File No. 20230279)

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

2. Engineers:

- a. Oklahoma Department of Transportation, for reimbursement of right-of-way review appraisal for 1 parcel, (Parcel 21) required for the 101st Street South from Memorial to Garnett Road project, State Project No. JP 29345(04), assigned to Massey & Associates, LLC, in the amount of \$1,100 (Clerk's Misc. File No. 20230280)
- b. Oklahoma Department of Transportation, claim for payment of right-of-way required for the BR 218 over Snake Creek bridge replacement project, State Project No. JP 30132(05), assigned to Jacque Lynn Paules, in the amount of \$9,750 (Clerk's Misc. File No. 20230281)

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

3. Social Services - to accept donations of food, medications and various items for 1/2023 (Clerk's Misc. File No. 20230282)

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

- C. Agreement - (Board of County Commissioners) - City of Bixby, for Purchase and Sale of Real Estate located at 211 North Cabaniss Ave., Bixby, OK 74008, a/k/a the Bixby Community Center, in the amount of \$525,000 (Clerk's Misc. File No. 20230283)

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

- D. Inventory Resolution - (Sheriff) - Glock and body armor retired to Reserve Deputy Michael Leitch (Clerk's Misc. File No. 20230284)

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

- E. Utility Permits - Engineers:

1. AT&T, for the paralleling of S. 49th W. Ave. approximately 0.27 mi. S. of the W. 21st St. S. & S. 49th W. Ave. junction (Clerk's Misc. File No. 20230285)
2. Cimmaron Telephone Company:
 - a. for the crossing and paralleling of W. Wekiwa Rd. beginning at approximately the W. Wekiwa & S. 117th W. Ave. junction (Clerk's Misc. File No. 20230286)
 - b. for the crossing and paralleling of S. 177th W. Ave. beginning at approximately the W. Wekiwa & S. 177th W. Ave. junction (Clerk's Misc. File No. 20230287)
 - c. for the crossing and paralleling of S. 193rd W. Ave. beginning at approximately the W. Wekiwa & S. 193rd W. Ave. junction (Clerk's Misc. File No. 20230288)
3. Oklahoma Natural Gas Company, for the crossing of 8711 N. Yale Ave. approximately 4.04 mi. N. and 3.83 mi. W. of the US Hwy. 169 & ST Hwy. 266 junction (Clerk's Misc. File No. 20230289)

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

- F. Travel/Training - (Human Resources) - Cheryl King, Leslie Fisher and Kathy Burrows to the Advanced Orthopedic of Oklahoma Work Comp Seminar in Tulsa, OK on 4/14/2023; cost \$135 (Clerk's Misc. File No. 20230290)

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

- G. Claims to be Disallowed (payments cancelled as of 2/21-24/2023)

There were no claims to be disallowed.

- H. Claims (payments for bills to be paid from 2/13-17/2023)

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

- I. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 2/21-24/2023

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

J. Consideration and Approval of Construction Program Payments

1. Vision Tulsa County (Clerk's Misc. File No. 20230291)

Sales Tax/Bond Funded Projects Recommended for Payment

Creditor: Hunter CGC; **Fund:** HEDSO/PJ1037; **Item:** Edison Bridge Replacement; **Purpose:** Construction; **Amt Paid:** \$1,930

Creditor: Locke Supply; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Materials; **Amt Paid:** \$723.16

Creditor: Champion Concrete; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Construction; **Amt Paid:** \$1,013.65

Creditor: Champion Concrete; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Construction; **Amt Paid:** \$7,748

Creditor: A-1 Sheetmetal; **Fund:** HERJR/PJ1085; **Item:** Ray Jordan Renovation - BOPS Basement; **Purpose:** Materials; **Amt Paid:** \$264.32

Creditor: Global Equipment Co., Inc.; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$1,765.18

Creditor: Heatwave Supply Inc; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$263.88

Creditor: Scovil & Sides Hardware Co.; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$359

Creditor: Scovil & Sides Hardware Co.; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$4,350

Creditor: M&M Lumber Co.; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$38.40

Creditor: IRBY Electric Distributor; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$404.23

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, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

K. Public Health Update

Adam Austin, representing CC Health, gave an update on COVID-19 and flu season in Tulsa County

- L. Executive Session - (District Attorney) - Requested by Andrew Mihelich - 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, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest, to wit: *Tort Claim TC-2022-52: Gideon Britto v. Board of County Commissioners of Tulsa County, Oklahoma*

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

Executive Session commenced at 9:40 a.m.

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

M. Discussion and Possible Action Regarding Executive Session Item

Motion made by Karen Keith, seconded by Stan Sallee, to grant settlement authority to Andrew Mehelich up to the amount discussed in Executive Session, to-wit: *Tort Claim TC-2022-52: Gideon Britto v. Board of County Commissioners of Tulsa County, Oklahoma*. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20230292)

VI. 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.

VII. ADJOURN

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

BOARD OF COUNTY COMMISSIONERS

Kelly Dunkerley, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk