

(Amended Agenda of meeting was posted in the central lobby and outside of the Ray Jordan Tulsa County Administration Building and on the Tulsa County website at www.tulsacounty.org on January 22, 2021 at 9:23 a.m.)

MINUTES
Monday, January 25, 2021

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 Ron Peters, Commissioner Karen Keith and Commissioner Stan Sallee. Others present: County Clerk Michael Willis.

Stan Sallee, 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, 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 January 19, 2021

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

V. REPORT

A. Assessor - Monthly Revolving Fund for 12/2020 (Clerk's Misc. File No. 20210133)

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

VI. UNFINISHED BUSINESS

A. Bid Award & Recommendation - (Board of County Commissioners) - Ray Jordan Administration Building Glass & Glazing - Deferred

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

B. Amendment #2 - (Parks) - to the bid award for Agricultural Supplies to Helena Agri Enterprises, Simplot Turf and Horticulture, SiteOne Landscape Supply and Winfield

United, CMF #20203014, for price increase from Simplot Turf and Horticulture for the Simazine herbicide to \$39.46 for a 2.5-gallon jug (Clerk's Misc. File No. 20210134)

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

C. Change Orders - Engineers:

1. #1 to the project agreement with Oklahoma Department of Transportation (ODOT) for pedestrian improvements on the Wekiwa Road Trail, project 33019(04), TAP-272E(294)CO, CMF #20200057, for various overruns incurred as a result of errors in plan quantities. The contract sum will be increased in the amount of \$413,790.80 (Clerk's Misc. File No. 20210135)
2. #5 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 relocation of signal pole footings due to underground utility conflict and installation of existing stop signs previously removed. The contract sum will be increased in the amount of \$27,070.74 (Clerk's Misc. File No. 20210136)

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

D. Resolution - (Board of County Commissioners) - 2021 Amended Meeting Schedules for the Board of County Commissioners and Management Conference due to the move to Tulsa County Headquarters Building (Clerk's Misc. File No. 20210137)

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.

E. Public Hearing - (INCOG) - to receive recommendations on needs related to the use of funds to prevent, prepare for, and respond to coronavirus (COVID-19) for the cities within the Tulsa County CDBG Urban County. Tulsa County will receive a second special allocation of FY2020 CDBGCV funds in the amount of \$1,286,535 from the Department of Housing and Urban Development to be used to prevent, prepare for, and respond to the coronavirus (COVID-19) (Clerk's Misc. File No. 20210138)

Motion made by Karen Keith, seconded by Vicki Adams, to enter into public hearing at 9:37 a.m. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

Claudia Brierre, Community & Economic Development Planner with INCOG, presented the details of the Tulsa County FY2020 CDBG Coronavirus Program. There were no members of the public who wished to speak.

Motion made by Karen Keith, seconded by Vicki Adams, to close the public hearing at 9:42 a.m. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

VII. ACTION ITEMS

A. Gasoline & Diesel Fuel Quotes for week ending February 1, 2021 (Clerk's Misc. File No. 20210139)

Motion made by Karen Keith, seconded by Vicki Adams, 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. Notices of Sale of County Real Estate - 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,

Document #2017055331, to highest and best bidder for cash, subject to the determination of said Commission, on or after 2/16/2021; Bids must be in writing, sealed in an envelope, and delivered to the office of the Tulsa County Clerk prior to 4:00 p.m. on 2/12/2021 (Clerk's Misc. File No. 20210140)

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, to highest and best bidder for cash, subject to the determination of said Commission, on or after 2/16/2021; Bids must be in writing, sealed in an envelope, and delivered to the office of the Tulsa County Clerk prior to 4:00 p.m. on 2/12/2021 (Clerk's Misc. File No. 20210141)

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

C. Requests for Approval

1. Juvenile Bureau - Certificates of Substantial Completion - from Crossland Construction Company, Inc., for construction of the Family Center for Juvenile Justice, CMF# 244492. Substantial completion was reached on 11/28/2019 for the Courts Building and on 2/7/2020 for the Detention Building (Clerk's Misc. File No. 20210142)
2. Sheriff - for property damage release from Sedgwick Claims Management Services, Inc., Claim #30206189591-0002 in the amount of \$14,127.39 (Clerk's Misc. File No. 20210143)

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

- D. Resolution - (Drainage District #12) - to strike assessment from the 2020 Tax Roll, Orcutt Machine & Oil Tools, Parcel #000000-51-40-01730, Item #20-20-5001070-001-3, Assessed Value \$18,591, Tax Amount \$182, Amount to Strike \$139 (Clerk's Misc. File No. 20210144)

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

E. Agreements

1. Board of County Commissioners:
 - a. Aimright Testing & Engineering LLC - trade contractor agreement for the Tulsa County Ray Jordan Administration Building Renovations Bid Package 01-04-C (Firestopping Inspection and Installation Monitoring) (Clerk's Misc. File No. 20210145)
 - b. Ark Wrecking Company of Oklahoma, Inc. - trade contractor agreement for the Tulsa County Ray Jordan Administration Building Renovations Bid Package 02-01-C (Select Demolition) (Clerk's Misc. File No. 20210146)
 - c. Bearwood Native, LLC - trade contractor agreement for the Tulsa County Ray Jordan Administration Building Renovations Bid Package 06-02-C (Millwork and Countertops) (Clerk's Misc. File No. 20210147)
 - d. DT Specialized Services, Inc. - trade contractor agreement for the Tulsa County Ray Jordan Administration Building Renovations Bid Package 05-01-C (Structural Steel and Erection) (Clerk's Misc. File No. 20210148)

- e. Getty Images, Inc. - for premium access agreement for one year beginning 1/25/2021; cost of \$4,100.04 payable at \$341.67/mo. (Clerk's Misc. File No. 20210149)
- f. ML Jones LLC - trade contractor agreement for Tulsa County Ray Jordan Administration Building Renovations for bid packages 06-01-C (Blocking and Strapping); 08-01-M (Doors and Frames); 08-03-M (Finish Hardware Material); 08-04-L (Doors, Frame and Hardware Labor); 09-03-C (Paint and Wallcovering); 10-01-M (Specialties); and 10-02-L (Specialties Labor) (Clerk's Misc. File No. 20210150)
- g. The Center for Housing Solutions, Inc. - for the fourth renewal and extension of lease for the former Tulsa County Juvenile Detention Center, CMF #20202118 (Clerk's Misc. File No. 20210151)

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

- 2. Election Board - Owasso Community Center, The City of Owasso, Oklahoma, a municipal corporation - for use of facility located at 301 S. Cedar, Owasso, OK 74055, for program to provide the registered voters of Precinct Number 720753 a place to cast their votes (Clerk's Misc. File No. 20210152)

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

- 3. Engineers - Ahava Community Fellowship - for the purchase of right of way and easements for the replacement of Bridge #101 on West Edison East of 65th West Avenue, Parcel 1.0, in the amount of \$3,500 (Clerk's Misc. File No. 20210153)

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

- 4. IT - OneNet - for Zoom software based conferencing in five (5) rooms for FY 2021; cost of \$2,495 (Clerk's Misc. File No. 20210154)

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

F. Inventory Resolutions

- 1. Administrative Services - Junked - Camcorder and Accessories (Clerk's Misc. File No. 20210155)
- 2. County Clerk - Transfer to Court Clerk - Walnut Conference Table (Clerk's Misc. File No. 20210156)
- 3. Sheriff - Transfer from Faulkner Building to DLM - Motorola Handheld Radios (Clerk's Misc. File No. 20210157)
- 4. Treasurer - Transfer to Public Defender - Whirlpool Refrigerator/Freezer, Desk and Conference Table (Clerk's Misc. File No. 20210158)

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

G. Utility Permits - Engineers:

- 1. Rural Water District #6, Okmulgee County - to cross 191st St. S. (Clerk's Misc. File No. 20210159)
- 2. Washington County Rural Water District #3:
 - a. to cross E. 86th St. N. (Clerk's Misc. File No. 20210160)

b. to cross Memorial Drive (Clerk's Misc. File No. 20210161)

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

H. Travel/Training - (Board of County Commissioners) - Mike Craddock to OSU Roads Scholar Course 1 (Clerk's Misc. File No. 20210162)

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

I. Personnel Actions

1. Administrative Services (Clerk's Misc. File No. 20210163)
2. Court Services (Clerk's Misc. File No. 20210164)
3. Engineers (Clerk's Misc. File No. 20210165)
4. Highways (Clerk's Misc. File No. 20210166)
5. Parks (Clerk's Misc. File No. 20210167)
6. Social Services (Clerk's Misc. File No. 20210168)

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

J. Juvenile Bureau Personnel Action to Accept & File (Clerk's Misc. File No. 20210169)

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

K. CC Health Department Documents to Accept & File

1. Agreements
 - a. Morton Comprehensive Health Services - for renewal of lease of office space at 1334 N. Lansing Ave., Tulsa, OK 74106 from 1/1/2021-6/3/2021; cost of \$900/mo. (Clerk's Misc. File No. 20210170)
 - b. Employee Based Systems - for time and labor management system from 1/1/2021-12/31/2021; cost of \$1,500/mo. (Clerk's Misc. File No. 20210171)
2. Travel/Training (Clerk's Misc. File No. 20210172)

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

L. Claims to be Disallowed (payments cancelled as of 1/18-22/2021)

There were no claims to be disallowed.

M. Claims (payments for bills to be paid by 1/11-15/2021)

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.

N. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 1/18-22/2021

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.

O. COVID-19 Virus Discussion and Update

Tony Roda, Deputy Director of Tulsa Area Emergency Management Agency, gave an update on COVID-19 numbers in Tulsa County.

P. 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. 20210173)

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

Q. Executive Sessions - District Attorney:

1. 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: *Austin Bond as Special Administrator of the Estate of Mitchell Lee Godsey v. Vic Regalado*, in his official capacity, Case No. 18-cv-00231-GKF-CDL, 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
2. Requested by Douglas Wilson, Pursuant to 25 O.S. § 307(B)(4), I am requesting this matter be discussed in Executive Session between the Board and its attorney for the purpose of confidential communications concerning a pending claim, to-wit: *Lucas v. Turn Key Health Clinics, LLC, et al.*, Case No. 20-cv-00601-JFH-CDL 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
3. Requested by Nicholas Williams, Pursuant to 25 O.S. § 307(B)(4), I am requesting this matter be discussed in Executive Session between the Board and its attorney, Jay McAtee, for the purpose of confidential communications concerning a pending claim, to-wit: *Randy Hamm*, Workers' Compensation Non-Represented Claim, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest
4. Requested by Nicholas Williams, Pursuant to 25 O.S. § 307(B)(4), I am requesting this matter be discussed in Executive Session between the Board and its attorney, Jay McAtee, for the purpose of confidential communications concerning a pending claim, to-wit: *Tikita Herman*, Workers' Compensation Non-Represented Claim, 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 Vicki Adams, 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 9:47 a.m.

Motion made by Karen Keith, seconded by Vicki Adams, to reconvene the regular meeting at 10:13 a.m. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

R. Discussion and Possible Action Regarding Executive Session Items

Motion made by Karen Keith, seconded by Vicki Adams, to authorize settlement authority to Guy Fortney and Commissioner Sallee in the amount discussed in Executive Session, to-wit: *Austin Bond as Special Administrator of the Estate of Mitchell Lee Godsey v. Vic Regalado*, in his official capacity, Case No. 18-cv-00231-GKF-CDL, 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. (Clerk's Misc. File No. 20210174)

Motion made by Vicki Adams, seconded by Karen Keith, to authorize the District Attorney to take appropriate action as discussed in Executive Session, to-wit: *Lucas v. Turn Key Health Clinics, LLC, et al.*, Case No. 20-cv-00601-JFH-CDL 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. (Clerk's Misc. File No. 20210175)

Motion made by Karen Keith, seconded by Vicki Adams, to authorize settlement authority to Jay McAtee in the amount discussed in Executive Session, to-wit: *Randy Hamm*, Workers' Compensation Non-Represented Claim. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20210176)

Motion made by Karen Keith, seconded by Vicki Adams, to authorize settlement authority to Jay McAtee in the amount discussed in Executive Session, to-wit: *Tikita Herman*, Workers' Compensation Non-Represented Claim. Upon roll call, Yes - Vicki Adams, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20210177)

VIII. ADJOURN

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

BOARD OF COUNTY COMMISSIONERS

Stan Sallee, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk