

(Amended Agenda of meeting was posted on the Tulsa County website at www.tulsacounty.org on July 10, 2020 at 8:49 a.m.)

MINUTES
Monday, July 13, 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: Chief Deputy Keri Fothergill, Commissioner Stan Saltee, 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. 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 July 6, 2020

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

V. REPORTS

A. County Clerk:

1. E-911 Quarterly Funds from 7/1/2019 to 6/30/2020 (Clerk's Misc. File No. 20201727)

2. Monthly for 6/2020 (Clerk's Misc. File No. 20201728)

B. Court Clerk - Monthly for 6/2020 (Clerk's Misc. File No. 20201729)

C. Election Board - Monthly for 6/2020 (Clerk's Misc. File No. 20201730)

D. Treasurer - Depository Summary of Daily Analysis for 6/2020 (Clerk's Misc. File No. 20201731)

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

VI. UNFINISHED BUSINESS

A. Bid Openings - (Building Operations) - Engineering Services for the Apache Warehouse Sprinkler System

1. Cyntergy AEC, LLC (Clerk's Misc. File No. 20201732)

Motion made by Stan Saltee, seconded by Keri Fothergill, to refer the bid to Building Operations and Procurement for analysis, review and recommendation on July 20, 2020. Upon roll call, Yes - Keri Fothergill, Stan Saltee, Ron Peters. No - None. Abstain - None. Motion carried.

B. Bid Awards & Recommendations:

1. Board of County Commissioners - Tulsa County HQ Building Exterior Envelope - to Mid-Continental Restoration Company, Inc., in the total amount of \$297,030 which includes the base bid and no alternates, the lowest and best bid received. In addition to the base bid the recommendation is to award all unit pricing submitted by the vendor (Clerk's Misc. File No. 20201733)
2. TC Departments:
 - a. Top Soil and Fill Dirt - to Mills Truck & Tractor Service, Inc., the lowest and best bid received. This award is for one year beginning 7/13/2020 (Clerk's Misc. File No. 20201734)
 - b. Vehicle Lubricants & Antifreeze - to Quality Petroleum and Timmons Oil Company, Inc., the lowest and best bids received. This award is for six month period beginning 7/19/2020 (Clerk's Misc. File No. 20201735)

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

C. Addendums

1. Building Operations - #2 to the Notice to Bidders for Annex Building Cooling Tower Replacement, set to open 7/27/2020, to provide responses to vendor-submitted questions and substitution requests (Clerk's Misc. File No. 20201736)
2. TC Maintenance Garages - #1 to the Notice to Bidders for Ford Automotive Repair, set to open 7/20/2020, to answer a vendor question (Clerk's Misc. File No. 20201737)

Motion made by Stan Saltee, seconded by Keri Fothergill, to approve the addendums. Upon roll call, Yes - Keri Fothergill, Stan Saltee, Ron Peters. No - None. Abstain - None. Motion carried.

D. Amendments

1. Human Resources - #1 to the agreement with Gradar, LLC for Enterprise software licensing and support of the "gradar" analytical job evaluation system, CMF #20201477, to revise the rights granted by the original agreement from Enterprise to Professional software licensing (Clerk's Misc. File No. 20201738)
2. Engineers - #2 to the agreement with Guy Engineering Services, Inc., for engineering services for 193rd E. Ave. Roundabouts, CMF #245534, to add to the scope of the original agreement engineering services required to extend a drainage structure on E. 41st St to accommodate road widening; additional cost of \$64,610, new total contract amount of \$780,814 (Clerk's Misc. File No. 20201739)
3. Sheriff - #1 to the Sole Source with Total Radio, Inc., the only authorized Platinum Level Motorola Partner in Oklahoma, CMF #20190299, for name change to BearCom Company (Clerk's Misc. File No. 20201740)

4. TC Departments:
 - a. #2 to the bid award for Chevrolet and GMC Parts to Bob Howard Parts Distribution and Marc Miller Buick GMC, CMF #245463, to renew award for one year beginning 7/29/2020 with no changes to pricing or terms of the bid (Clerk's Misc. File No. 20201741)
 - b. #2 to the bid award for Fire Protection Equipment, Maintenance and Repair to Precision Fire Protection, CMF #245264, to renew award for one year beginning 7/27/2020 with no changes to the terms of the original bid (Clerk's Misc. File No. 20201742)
 - c. #2 to the bid award for Septic Tank Service to Davis Environmental Pumping, CMF #245462, to renew award for one year beginning 7/30/2020 with no changes to pricing or terms of the bid (Clerk's Misc. File No. 20201743)

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

VII. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending 7/20/2020 (Clerk's Misc. File No. 20201744)

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

- B. Requests for Approval

1. Building Operations:
 - a. Renewal of Plumbing Apprentice License for Phillip Rudluff and Plumbing Contractor License for Ronny Walker; cost of \$225 (Clerk's Misc. File No. 20201745)
 - b. for Mechanical Affidavit for Shawn Davies to allow him to work as Mechanical Contractor for Tulsa County (Clerk's Misc. File No. 20201746)
2. Engineers - Oklahoma Department of Transportation (ODOT) Environmental Programs Division - Documented Categorical Exclusion for grade, drain, bridge and surface on East 51st Street between 161st East Avenue and 177th East Avenue (Clerk's Misc. File No. 20201747)
3. Social Services - for Renewal Application for Pharmacy and Training Area Licenses for The George Prothro, MD Pharmacy; cost of \$160 (Clerk's Misc. File No. 20201748)

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

- C. Agreements

1. Board of County Commissioners - Program Management Group, LLC:
 - a. for extension agreement for management of the Vision 2025 Program for FY 2020-2021; total cost not to exceed \$460,000 - Deferred

Motion made by Stan Sallee, seconded by Keri Fothergill, to defer the agreement. Upon roll call, Yes - Keri Fothergill, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

- b. for extension agreement for management of the Vision Tulsa County Program for FY 2020-2021; total cost not to exceed \$255,000 (Clerk's Misc. File No. 20201749)

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

2. Engineers:
 - a. Jimmy Dan Dixon and Georgianna Watts - offer to purchase right-of-way and easements for the roundabout at the intersection of 51st St. S. and 193rd St., Parcel 4, in the amount of \$725,000 (Clerk's Misc. File No. 20201750)
 - b. Liberty Schools - for parking lot pavement (Clerk's Misc. File No. 20201751)
 - c. Oklahoma Turnpike Authority - to define the right-of-way and use, construction responsibilities, and maintenance responsibilities for the reconstruction of South Garnett Road between 91st and 101st Streets (Clerk's Misc. File No. 20201752)
 - d. The Revocable Inter Vivos Trust of Mary Jane Mathis - offer to purchase right-of-way and easements for the roundabout at the intersection of 51st St. S. and 193rd St., Parcel 10, 10.1, in the amount of \$5,000 (Clerk's Misc. File No. 20201753)
3. Juvenile Bureau - Blaine County - for temporary custody of juveniles for FY 2020-2021 (Clerk's Misc. File No. 20201754)
4. Parks:
 - a. Laura Teal - for youth dance classes at South County Recreation Center for FY 2020-2021 (Clerk's Misc. File No. 20201755)
 - b. Loren Holloway - for guitar lessons at South County Recreation Center for FY 2020-2021 (Clerk's Misc. File No. 20201756)
5. Procurement - West Publishing Corporation dba Thomson Reuters - for twelve month subscription license for West ProFlex including Analytical Plus for Government and National Primary Core to aid in legal research; cost of \$155/mo. (Clerk's Misc. File No. 20201757)
6. Sheriff:
 - a. City of Tulsa - for Public Safety Services for FY 2020-2021 (Clerk's Misc. File No. 20201758)
 - b. ImageNet Consulting, LLC - for lease and service of Canon DX6755i machine located at the Sheriff's extradition office; cost of \$275/mo. (Clerk's Misc. File No. 20201759)
 - c. ImageNet Consulting, LLC - for lease and service of Canon DX4735i machine located at the Sheriff's JCIU office; cost of \$170/mo. (Clerk's Misc. File No. 20201760)
 - d. ImageNet Consulting, LLC - for lease and service of Canon DX6780i machine located at the Sheriff's Sergeant's office; cost of \$315/mo. (Clerk's Misc. File No. 20201761)
 - e. TruGreen Commercial - for lawn service at David L. Moss Criminal Justice Center; cost of \$2,100 (Clerk's Misc. File No. 20201762)

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

D. Agreement Renewals - Sheriff:

1. Cheryl A. Kilpatrick, PH. D., Inc. - for renewal of CMF #20190116 for FY 2020-2021 (Clerk's Misc. File No. 20201763)
2. ImageNet Consulting, LLC - for renewal of CMF #248314 for FY 2020-2021 (Clerk's Misc. File No. 20201764)
3. Oklahoma Communication Systems, Inc. - for renewal of CMF #20190362 for FY 2020-2021 (Clerk's Misc. File No. 20201765)

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

E. Inventory Resolutions

1. Election Board:

- a. Junked - Lumbar Support Chair (Clerk's Misc. File No. 20201766)
- b. Transferred to Parks - Two work stations (Clerk's Misc. File No. 20201767)

2. Sheriff - Junked - Two Tasers (Clerk's Misc. File No. 20201768)

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

F. Sole Sources

1. Building Operations - Vicinity Energy Tulsa, Inc. - for district heating and cooling service in the downtown Tulsa area (Clerk's Misc. File No. 20201769)
2. CC Health Department - Midwest Card and ID Solutions - for software, hardware and training, including maintenance support for the patented Salamander Technologies interTRAX resource accountability systems (Clerk's Misc. File No. 20201770)

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

G. Utility Permit - (Engineers) - Sapulpa Rural Water Company - to cross W. 61st St. S.
(Clerk's Misc. File No. 20201771)

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

H. Personnel Actions

1. Building Operations (Clerk's Misc. File No. 20201772)
2. Court Services (Clerk's Misc. File No. 20201773)
3. Election Board (Clerk's Misc. File No. 20201774)
4. Highways (Clerk's Misc. File No. 20201775)
5. Parks (Clerk's Misc. File No. 20201776)
6. Social Services (Clerk's Misc. File No. 20201777)

Motion made by Keri Fothergill, seconded by Stan Saltee, to approve the personnel actions. Upon roll call, Yes - Keri Fothergill, Stan Saltee, Ron Peters. No - None. Abstain - None. Motion carried.

I. CC Health Department Documents to Accept & File

1. Personnel Actions (Clerk's Misc. File No. 20201778)
2. Travel/Training (Clerk's Misc. File No. 20201779)

Motion made by Stan Saltee, seconded by Keri Fothergill, to accept and file the CC Health documents. Upon roll call, Yes - Keri Fothergill, Stan Saltee, Ron Peters. No - None. Abstain - None. Motion carried.

J. Claims to be Disallowed (payments cancelled as of 7/6-10/2020)

There were no claims to be disallowed.

K. Claims (payments for bills to be paid by 6/29-7/3/2020)

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

L. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 7/6-10/2020

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

M. COVID-19 Virus Discussion and Update

Joseph Kralicek, Director of Tulsa Area Emergency Management Agency, reported the current COVID-19 numbers in Tulsa County.

N. Discussion and Possible Action regarding COVID-19 CARES Funding

Requests/Reports/CARES Funding Agreements (Clerk's Misc. File No. 20201780)

Motion made by Keri Fothergill, seconded by Stan Sallee, to approve the COVID-19 CARES funding requests. Upon roll call, Yes - Keri Fothergill, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

O. Executive Sessions - (District Attorney) - Requested by Nicholas Williams:

1. 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: *Mark Penley*, Workers' Compensation Court No. CM-19-05077F, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest
2. 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: *Michael Lahita*, Workers' Compensation Court No. CM-19-01808X, 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 Stan Sallee, seconded by Keri Fothergill, to go into Executive Session. Upon roll call, Yes - Keri Fothergill, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion Carried.

Executive Session commenced at 9:41 a.m.

Motion made by Stan Sallee, seconded by Keri Fothergill, to reconvene the regular meeting at 9:50 a.m. Upon roll call, Yes - Keri Fothergill, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried.

P. Discussion and Possible Action Regarding Executive Session Items

Motion made by Stan Sallee, seconded by Keri Fothergill, to authorize Jay McAtee to seek settlement up to the amount discussed in Executive Session, to-wit: *Mark Penley*, Workers' Compensation Court No. CM-19-05077F. Upon roll call, Yes - Keri Fothergill, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20201781)

Motion made by Stan Sallee, seconded by Keri Fothergill, to authorize Jay McAtee to seek settlement up to the amount discussed in Executive Session, to-wit: *Michael Lahita*, Workers' Compensation Court No. CM-19-01808X. Upon roll call, Yes - Keri Fothergill, Stan Sallee, Ron Peters. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20201782)

VIII. ADJOURN

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

BOARD OF COUNTY COMMISSIONERS

Ron Peters, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk