

(Agenda of meeting was posted outside of the Tulsa County Headquarters Building and on the Tulsa County website at www.tulsacounty.org on November 10, 2021 at 4:11 p.m.)

MINUTES
Monday, November 15, 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: 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 9:32 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. MINUTES

A. Board of County Commissioners Meeting of November 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.

IV. REPORTS

A. Court Clerk - Monthly for 10/2021 (Clerk's Misc. File No. 20212457)

B. Election Board - Monthly for 10/2021 (Clerk's Misc. File No. 20212458)

C. Treasurer - Depository Summary of Daily Analysis for 10/2021 (Clerk's Misc. File No. 20212459)

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.

V. UNFINISHED BUSINESS

A. Addendum #1 - (Parks) - to the Notice to Bidders for the Tulsa Herd at LaFortune Park set to open on 12/20/2021, to add a Project Manual for additional conditions and specifications pertaining to the project (Clerk's Misc. File No. 20212460)

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

VI. ACTION ITEMS

A. Gasoline & Diesel Fuel Quotes for week ending 11/22/2021 (Clerk's Misc. File No. 20212461)

Motion made by Karen Keith, seconded by Ron Peters, 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 10/14/2021 to 11/9/2021 (Clerk's Misc. File No. 20212462)

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.

C. Reappointments

1. Commissioner Keith - Cory Box to the Tulsa County Vision Authority with term to expire on 12/31/2022 (Clerk's Misc. File No. 20212463)
2. Commissioner Peters - Joyce Calvert to the Tulsa County Vision Authority Board of Directors effective 1/1/2022 with term to expire 12/31/2022 (Clerk's Misc. File No. 20212464)
3. Commissioner Sallee - Daryl Woodard to the Tulsa County Public Facilities Authority effective immediately with term to expire 1/1/2024 (Clerk's Misc. File No. 20212465)

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

D. Requests for Approval

1. Assessor - Claim for Reimbursement for Additional Homestead Exemption Allowed Certain Classes of Taxpayers for Tax Year 2021 in the amount of \$331,157 (Clerk's Misc. File No. 20212466)
2. Board of County Commissioners:
 - a. Conflict Waiver, requesting the BOCC consent to the Crowe & Dunleavy representing Tulsa County in the purchase of the former Macy's building and waive the conflict created by the firm's representation of Purdue Pharma, Inc. (Clerk's Misc. File No. 20212467)
 - b. Letter of Support to the State of Oklahoma for Indian Electric Cooperative's proposal to make high-speed gigabit internet available to residents in Tulsa County by building fiber to the home (FTTH) broadband infrastructure (Clerk's Misc. File No. 20212468)
 - c. Workday, Inc. - order form to Master Subscription Agreement, CMF #20200471, to purchase training credits for courses in Workday's training catalog at a cost of \$33,000 (Clerk's Misc. File No. 20212469)
3. Engineers - for acceptance of right of way easements in Tulsa County from the following:
 - a. Royal Crabtree and Pequitta Crabtree (LS-21404) (Clerk's Misc. File No. 20212470)
 - b. Rex R. Mosquito and Robbie Mosquito (LLA-158) (Clerk's Misc. File No. 20212471)
4. Human Resources:
 - a. for BOKF Retirement Plan User Access for Jennifer Kupiec for Tulsa County 457, 401(a) and PEHP plans managed by BOKF (Clerk's Misc. File No. 20212472)

- b. Work Schedules and Overtime, and Compensatory Time Policy, TCP 101, establishing policies for work schedules, overtime, and compensatory time (Clerk's Misc. File No. 20212473)
- c. for payment of additional property premium insurance to Tedford Insurance in the amount of \$14,502.04 (Clerk's Misc. File No. 20212474)

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

- E. Request to Advertise for Bids - (Highways) - Installation and Construction of Concrete Products (Clerk's Misc. File No. 20212475)

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

- F. Inventory Resolutions

- 1. Highway District 3:

- a. Reinstate Asset - Bandit Brush Chipper (Clerk's Misc. File No. 20212476)
- b. Transferred to Highway District 2 - Brush Bandit Chipper (Clerk's Misc. File No. 20212477)

- 2. Treasurer - Junked - Conference Caddy (Clerk's Misc. File No. 20212478)

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. CC Health Department Documents to Accept & File

- 1. Agreements

- a. ECAD, Inc. - for renew 5 user licenses of Bluebeam Revu eXtreme Maintenance and Enterprise Licensing software from 01/04/2022-01/03/2023; cost of \$795/yr. (Clerk's Misc. File No. 20212479)
- b. Oklahoma Department of Agriculture - for 10 Pesticide Application License Renewals from 12/31/2021-12/31/2022; cost of \$50 ea. (Clerk's Misc. File No. 20212480)

- 2. Travel/Training (Clerk's Misc. File No. 20212481)

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

- H. Claims to be Disallowed (payments cancelled as of 11/8-12/2021)

There were no claims to be disallowed.

- I. Claims (payments for bills to be paid by 11/1-5/2021)

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

- J. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 11/8-12/2021

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.

- K. Consideration and Approval of Construction Program Payments

- 1. Vision 2025 (Clerk's Misc. File No. 20212482)
- 2. Vision Tulsa County (Clerk's Misc. File No. 20212483)

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

- L. Zoning Application Hearing and Possible Action - (Tulsa Metropolitan Area Planning Commission) - CZ-519 - Applicant: Nathalie Cornett, Owner: Country Investments LLC & Sharp Mortgage Co LLP, Location: Northwest corner of West 166th St. S. & Highway 75. The request is to rezone approximately 7.78 +/- acres from AG to IM to permit industrial uses on the subject lot. On meeting date of October 6, 2021, TMAPC voted 6-0-0 to recommend that the County Commission approve rezoning of 7.78 +/- acres from AG to IM (Clerk's Misc. File No. 20212484)

Motion made by Karen Keith, seconded by Ron Peters, to enter into public hearing at 9:40 a.m. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

Jay Hoyt with INCOG presented the zoning application. No members of the public were signed up to speak.

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

Motion made by Ron Peters, seconded by Karen Keith, to approve and authorize execution by the Chairman, Zoning Application and Resolution, CZ-519. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

M. 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.

- N. Discussion and possible action approving the appropriation and use of funds received from the U.S. Department of Treasury under the "Coronavirus Aid, Relief, and Economic Security (CARES) Act", the "Coronavirus Response and Relief Supplemental Appropriations Act of 2021", the "Emergency Rental Assistance Program", and/or the "American Rescue Plan Act of 2021" and the "Coronavirus State and Local Fiscal Recovery Fund" contained therein (Clerk's Misc. File No. 20212485)

Motion made by Ron Peters, seconded by Stan Sallee, to approve the ARPA funding request for Tulsa Area United Way in the amount of \$261,250. Upon roll call, Yes - Ron Peters, Stan Sallee. No - None. Abstain - Karen Keith. Motion carried.

Motion made by Ron Peters, seconded by Stan Sallee, to approve the remaining APRA/CARES funding requests for Food on the Move, Tulsa County Treasurer, TEDC - Greenwood Entrepreneurial Incubator at Morton and Crossover Community Center. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

O. Executive Session - (District Attorney) - Requested by Douglas Wilson:

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 for the purpose of confidential communications concerning a pending claim, to-wit: *Board of County Commissioners of Tulsa County v. Correctional Healthcare Companies*, 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 for the purpose of confidential communications concerning a pending claim, to-wit: *an 1800% Increase in February 2021 Natural Gas Invoices to Tulsa County and its affiliates*, 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 9:47 a.m.

Motion made by Ron Peters, seconded by Karen Keith, to reconvene the regular meeting at 10:31 a.m. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

P. Discussion and Possible Action Regarding Executive Session Items

No action taken on Executive Session #1.

Motion made by Karen Keith, seconded by Ron Peters, to appoint Commissioner Sallee to negotiate with Levinson, Smith & Huffman, P.C. law firm and the District Attorney's office concerning contracts and the amount owed to Symmetry, to-wit: *an 1800% Increase in February 2021 Natural Gas Invoices to Tulsa County and its affiliates*. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20212486)

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 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