

(Agenda of meeting was posted outside of the Tulsa County Headquarters Building and on the Tulsa County website at www.tulsacounty.org on October 7, 2021 at 4:46 p.m.)

MINUTES
Monday, October 11, 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, Chief Deputy Keri Fothergill representing Commissioner 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. MINUTES

A. Board of County Commissioners Meeting of October 4, 2021

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

IV. REPORTS

A. County Clerk:

1. E-911 Quarterly Funds from 7/1/2021 through 9/30/2021 (Clerk's Misc. File No. 20212267)
2. Monthly for 9/2021 (Clerk's Misc. File No. 20212268)

B. Court Clerk - Monthly Records Management and Preservation for 9/2021 (Clerk's Misc. File No. 20212269)

C. Election Board - Monthly for 9/2021 (Clerk's Misc. File No. 20212270)

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

V. UNFINISHED BUSINESS

- A. Bid Award & Recommendation - (Sheriff) - David L. Moss Criminal Justice Center Roof Replacement - to Supreme Roofing Done Right, LLC, the lowest and best bid received, in the total amount of \$3,263,777 which includes the Base Bid and Alternate 1. In addition to the Base Bid and Alternate 1, the recommendation is to also award all unit pricing submitted by the vendor (Clerk's Misc. File No. 20212271)

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

- B. Addendum #1 - (Building Operations) - to the Notice of Request for Qualifications for Engineering Services for the Apache Warehouse Sprinkler System, CMF #20212086, set to open on 10/25/2021, to provide response to vendor-submitted questions (Clerk's Misc. File No. 20212272)

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

C. Amendments - Board of County Commissioners:

1. to the agreement with INCOG for FY 2020 Urban County CDBG Administrative Services, CMF #20201808, due to the reduction in the FY 2020 allocation amount by \$223 the new total amount is \$226,177.81 (Clerk's Misc. File No. 20212273)
2. to the agreement with INCOG for FY 2020 HOME Consortium Administrative Services, CMF #20201809, due to the reduction in the FY 2020 allocation amount by \$264 the new total amount is \$110,365 (Clerk's Misc. File No. 20212274)

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

D. Change Orders - (Board of County Commissioners) - to the agreement with Lighthouse Electric, LLC for the Tulsa County Ray Jordan Administration Building Renovations bid package 26-01-C (Electrical and Fire Alarm), CMF# 20210110, approved on 1/19/2021:

1. #6 - to add a quad receptacle and data rough-in to room 150. The contract sum will be increased in the amount of \$403.50 for a revised total contract sum of \$449,648.70 (Clerk's Misc. File No. 20212275)
2. #7 - for a credit for the removal of thirty-two 20amp dedicated circuits. The contract sum will be decreased in the amount of \$2,112 for a revised total contract sum of \$447,536.70 (Clerk's Misc. File No. 20212276)

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

VI. ACTION ITEMS

A. Gasoline & Diesel Fuel Quotes for week ending 10/18/2021 (Clerk's Misc. File No. 20212277)

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

B. Requests for Approval

1. Board of County Commissioners - 2022 Tulsa County Holiday Schedule (Clerk's Misc. File No. 20212278)

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

2. County Clerk Budget Office:

- a. for Authorization for Payment and Certificate of Authority for Bond Funded Project to Crossland Construction in the amounts of \$82,138.27 and \$16,954.50 (Clerk's Misc. File No. 20212279)

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

- b. to initiate an IFT to move funds back to the General Fund in the amount of \$11,059,468.55 - Deferred

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

3. Human Resources - Workers' Compensation Multiple Injury Trust Fund (MITF)
Assessment Report for quarter ending 9/30/2021 (Clerk's Misc. File No. 20212280)

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

- C. Tort Claim - (District Attorney) - TC-2021-25 - Claimant: George Anderson in the amount of \$265.17 for incident on 9/7/2021 (Clerk's Misc. File No. 20212281)

Motion made by Ron Peters, seconded by Keri Fothergill, to approve the recommendation of the District Attorney for the Tort Claim. Upon roll call, Yes - Ron Peters, Keri Fothergill, Stan Sallee. No - None. Abstain - None. Motion Carried.

D. Agreements

1. Board of County Commissioners:

- a. City of Bixby - for FY 2020 CDBG funds for Needles Storm Sewer and Sidewalk Phase III project (Clerk's Misc. File No. 20212282)
- b. City of Glenpool - for FY 2021 CDBG funds for Kendalwood South Community Park Rehabilitation Project (Clerk's Misc. File No. 20212283)
- c. Oklahoma Department of Commerce - for a Community Development Block Grant in the amount of \$1,139,404.00 for CDBG-CV2 funds for Nutrition Assistance and Job Training Activities (Clerk's Misc. File No. 20212284)

2. District Attorney - Office of Attorney General (OAG) - for 2022 Safe Oklahoma Grant Program (Clerk's Misc. File No. 20212285)

3. Engineers:

- a. Crossland Heavy Contractors, Inc. - for contract for project performance for the Bridge and Approaches on Harvard Avenue over Posey Creek (Clerk's Misc. File No. 20212286)
- b. Guy Engineering Services, Inc. - for supplemental and modification agreement #3 to original agreement for engineering services approved on 5/30/2017, CMF #241435, for a compensation increase of \$48,817 for additional design effort necessary for the relocation of a conflicting 12" waterline as part of the construction for the roadway projects along E. 51st Street S. from 177th E. Avenue to 193rd E. Avenue (Clerk's Misc. File No. 20212287)

4. Human Resources - Navigate Wellness LLC dba Navigate Wellbeing Solutions - for use of the Navigate Wellness programs from 7/1/2021 to 6/30/2022 (Clerk's Misc. File No. 20212288)

5. Parks:

- a. Caffiend Fix Coffee - for provision of concession services at Chandler Park from 10/12/2021 through 11/12/2021; fee of \$100 paid to the County (Clerk's Misc. File No. 20212289)
- b. GH2 Architects, Inc. - for Architectural Services for the Case Tennis Center at LaFortune Park (Clerk's Misc. File No. 20212290)
- c. The Island Food Truck - for provision of concession services at Chandler Park on 10/23/2021; fee of \$50 paid to the County (Clerk's Misc. File No. 20212291)

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

E. Inventory Resolutions

1. Building Operations - Junked - Delta Band Saw (Clerk's Misc. File No. 20212292)
2. Highway District 2:
 - a. Sold - Valk Snow Plow Attachment (Clerk's Misc. File No. 20212293)
 - b. Surplus - Misc. Equipment (Clerk's Misc. File No. 20212294)
3. Highway District 3:
 - a. Sold - John Deere Motor Grader (Clerk's Misc. File No. 20212295)
 - b. Sold - Two International Dump Trucks and Air Compressor (Clerk's Misc. File No. 20212296)
4. Sheriff - Retired to M. Blendowski - Body Armor and Glock 19 (Clerk's Misc. File No. 20212297)

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

F. Sole Sources

1. Engineers - SignalTek, Inc. - the only company in the Northeast Oklahoma area equipped with the necessary personnel and equipment to provide complete maintenance and repairs for traffic signals (Clerk's Misc. File No. 20212298)
2. Law Library - Grail & Tucker Legal Publishing dba Imprimatur Press - the publisher and sole supplier of Oklahoma Criminal Law – Statutes & Rules – Annotated (Clerk's Misc. File No. 20212299)

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

G. Utility Permits - Engineers:

1. Oklahoma Natural Gas Company - to cross N. Sheridan Road (Clerk's Misc. File No. 20212300)
2. Washington County RWD #3:
 - a. to cross E. 94th St. N. (Clerk's Misc. File No. 20212301)
 - b. to cross E. 96th St. N. (Clerk's Misc. File No. 20212302)

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

H. Travel/Training - (IT) - Dan Pease to Government CIO Roundtable from 12/5-8/2021 in San Antonio, Texas; cost of \$400 (Clerk's Misc. File No. 20212303)

Motion made by Keri Fothergill, seconded by Ron Peters, to approve the travel/training request. Upon roll call, Yes - Ron Peters, Keri Fothergill, Stan Sallee. No - None. Abstain - None. Motion carried.

I. CC Health Department Documents to Accept & File

1. Agreement - PHD Security Services, LLLP - for security officer services at 315 S. Utica Avenue location from 7/1/2021-6/30/2022; cost of \$5,000 (Clerk's Misc. File No. 20212304)
2. Travel/Training (Clerk's Misc. File No. 20212305)

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

J. Claims to be Disallowed (payments cancelled as of 10/4-8/2021)

1. PO #2117955, Vendor: Landis, Sara, Warrant #500044132, Amount Paid \$253.24 (Clerk's Misc. File No. 20212306)
2. PO #2116928, Vendor: Smith, Karl, Warrant #500043956, Amount Paid \$22.88 (Clerk's Misc. File No. 20212307)

Motion made by Keri Fothergill, seconded by Ron Peters, to cancel and disallow the purchase orders. Upon roll call, Yes - Ron Peters, Keri Fothergill, Stan Saltee. No - None. Abstain - None. Motion carried.

K. Claims (payments for bills to be paid by 9/27-10/1/2021)

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

L. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 10/4-8/2021

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

M. Consideration and Approval of Construction Program Payments

1. Vision 2025 (Clerk's Misc. File No. 20212308)
2. Vision Tulsa County (Clerk's Misc. File No. 20212309)

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

N. 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.

- O. 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. 20212310)

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

P. Executive Sessions - (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: *Feltz v. Regalado, et al*, Case No. 18-cv-0298-SPF-JFJ, 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. 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, et al. vs. OK Dept. of Corrections, et al.*, Case No. CV-2020-2247, pending in the Oklahoma County District Court, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest
3. 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 in the above-referenced case, *Dominique Moore v. Tulsa County*, Tort Claim No. TC-2021-17, 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 Keri Fothergill, to go into Executive Session. Upon roll call, Yes - Ron Peters, Keri Fothergill, Stan Sallee. No - None. Abstain - None. Motion Carried.

Executive Session commenced at 9:43 a.m.

Motion made by Ron Peters, seconded by Keri Fothergill, to reconvene the regular meeting at 9:57 a.m. Upon roll call, Yes - Ron Peters, Keri Fothergill, Stan Sallee. No - None. Abstain - None. Motion carried.

Q. Discussion and Possible Action Regarding Executive Session Items

There was no action taken on Executive Session items.

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

BOARD OF COUNTY COMMISSIONERS

Stan Sallee, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk