

(Agenda of meeting was posted outside of the Tulsa County Headquarters Building and on the Tulsa County website at www.tulsacounty.org on October 27, 2022 at 4:22 p.m.)

MINUTES
Monday, October 31, 2022

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 James Rea, representing Commissioner Keith, Commissioner Kelly Dunkerley and Commissioner Stan Sallee. Others present: County Clerk Michael Willis.

Stan Sallee, Chairman Pro Tem, 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, Tulsa City-County 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. PROCLAMATION

A. Supporting Operation Green Light for Veterans (Clerk's Misc. File No. 20221935)

Commissioner Sallee read the Proclamation and recognized the Tulsa County employees who served. Motion made by James Rea, seconded by Kelly Dunkerley, to approve the Proclamation. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

IV. MINUTES

A. Board of County Commissioner's Special Meeting of October 14, 2022

B. Board of County Commissioner's Meeting of October 24, 2022

Motion made by Kelly Dunkerley, seconded by James Rea, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

V. UNFINISHED BUSINESS

A. Agreement - Board of County Commissioners - Tulsa Area United Way, as a beneficiary of ARPA Funds (\$261,250) under Expenditure Category 3.4: Effective Service Delivery - deferred from 10/17 and 10/24/2022 (Clerk's Misc. File No. 20221936)

Motion made by James Rea, seconded by Kelly Dunkerley, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

B. Change Order - (Public Defender) - #1 to proposal from Conference Technologies, Inc., CMF #20221744, for audio visual communication system and support of system in conference Room 300 located at 500 S. Denver Ave, Tulsa, OK 74103, to add OFR for

pathways to tables and displays, an increase of \$3,734.58, for a new total of \$15,731.22 (Clerk's Misc. File No. 20221937)

Motion made by Kelly Dunkerley, seconded by James Rea, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

VI. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending November 7, 2022 (Clerk's Misc. File No. 20221934)

Motion made by James Rea, seconded by Kelly Dunkerley, to approve the fuel quotes. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

B. Reappointments

1. Commissioner Keith - of Steve Mowery to the Tulsa County Home Finance Authority, term to expire 10/16/2027 (Clerk's Misc. File No. 20221938)
2. Commissioner Sallee:
 - a. of Dorcas Williams to the Greater Tulsa Area Indian Affairs Commission, effective 1/1/2023, term to expire 12/31/2025 (Clerk's Misc. File No. 20221939)
 - b. of Karen Keith to the Tulsa County Juvenile Justice Trust Authority, term to expire 9/30/2023 (Clerk's Misc. File No. 20221940)

Motion made by Kelly Dunkerley, seconded by James Rea, to approve the reappointments. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

C. Requests for Approval

1. Engineers:
 - a. Acceptance of Right of Way Easement in Tulsa County:
 - 1) from Elizabeth Anne Matlock and Tony Hodges (LS-21481) (Clerk's Misc. File No. 20221941)
 - 2) from Michael A. Parker, Trustee of The Juanita M. Parker Revocable Trust, and Michael A. Parker, Trustee of The Ralph O. Parker Revocable Trust (LS-21485) (Clerk's Misc. File No. 20221942)
 - b. AT&T, for fiber relocation on E. 51st Street from 161st to 177th (Clerk's Misc. File No. 20221943)
 - c. Massey & Associates, LLC, for the preparation of Appraisal Reviews for twenty (20) reviews at a fee of \$1,100 per report for a grand total of \$22,000 (Clerk's Misc. File No. 20221944)

Motion made by Kelly Dunkerley, seconded by James Rea, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

2. Human Resources - Tulsa County Policy 2006: Anti-Harassment & Anti-Discrimination Policy

Motion made by James Rea, seconded by Kelly Dunkerley, to strike the policy. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

D. Resolutions - Board of County Commissioners:

1. Declaring a Tulsa County Burn Ban, for a period not to exceed seven days. If extreme fire danger conditions persist, subsequent resolutions may be considered for passage (Clerk's Misc. File No. 20221945)

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

2. to Apply for Tulsa County's Share of the Local Assistance and Tribal Consistency Fund (Clerk's Misc. File No. 20221946)

Motion made by James Rea, seconded by Kelly Dunkerley, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Saltee. No - None. Abstain - None. Motion carried.

E. Agreements

1. Board of County Commissioners - Michael D. Case, for \$2,000,000 for the construction and development of the second phase of the "Case Tennis Complex" at LaFortune Park (Clerk's Misc. File No. 20221947)
2. IT - LynxSystems, LLC, to reroute fiber at the old Juvenile Center located at 315 S. Gilcrease Museum Rd., Tulsa, OK 74127, cost of \$8,644.88 (Clerk's Misc. File No. 20221948)
3. Parks - Cisco Containers, LLC, for storage containers at LaFortune Park; cost of \$125/month (Clerk's Misc. File No. 20221949)

Motion made by Kelly Dunkerley, seconded by James Rea, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Saltee. No - None. Abstain - None. Motion carried.

F. Request to Advertise for Qualifications - (Board of County Commissioners) - Tulsa County Courthouse Renovation CM at Risk RFQ (Clerk's Misc. File No. 20221950)

Motion made by James Rea, seconded by Kelly Dunkerley, to approve the request for Qualifications. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Saltee. No - None. Abstain - None. Motion carried.

G. Inventory Resolutions

1. Drainage District #12 - junked; router (Clerk's Misc. File No. 20221951)
2. Highway District #2:
 - a. junked; Hydro Keen Truck/Car wash unit (Clerk's Misc. File No. 20221952)
 - b. surplus; 2012 Chevy Silverado Crew Cab (Clerk's Misc. File No. 20221953)
3. Sheriff:
 - a. junked; computers (Clerk's Misc. File No. 20221954)
 - b. retired; Body Armor & Glock 17 to retired Deputies Roger Crow and Robert Baldwin (Clerk's Misc. File No. 20221955)

Motion made by James Rea, seconded by Kelly Dunkerley, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Saltee. No - None. Abstain - None. Motion carried.

H. Utility Permits - Engineers:

1. City of Tulsa - to parallel 33rd W. Ave. approximately .08 mi. N. of the 21st St. S. & 33rd W. Ave. junction (Clerk's Misc. File No. 20221956)

2. Washington County RWD #3:

- a. to cross N. 94th St. approximately .03 mi. E. of the 94th St. N. & N. Yale Ave. junction (Clerk's Misc. File No. 20221957)
- b. to cross N. Peoria Ave. approximately .06 mi. S. of the 186th St. N. & Peoria Ave. junction (Clerk's Misc. File No. 20221958)

Motion made by Kelly Dunkerley, seconded by James Rea, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

I. Travel/Training

1. Administrative Services - Madison Dunn-McLaughlin, for expenses relating to drone pilot testing, including the testing fee of \$175 and mileage for classes of \$11.25, on 9/19-23/2022 at TCC Riverside (Clerk's Misc. File No. 20221959)
2. IT - Joe Lord, to cyber security planning committee meeting in OKC, OK on 10/26/2022; cost of \$150 (Clerk's Misc. File No. 20221960)

Motion made by James Rea, seconded by Kelly Dunkerley, to approve the travel/training requests. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

J. Claims to be Disallowed (payments cancelled as of 10/24-28/2022)

There were no claims to be disallowed.

K. Claims (payments for bills to be paid from 10/17-21/2022)

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

L. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 10/24-28/2022

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

M. Consideration and Approval of Construction Program Payments

1. Vision 2025 (Clerk's Misc. File No. 20221961)
Creditor: Program Management Group; **Trust** 816421-59; **Item:** 10,456-V2025
Program Management; **Purpose:** Program Administration; **Amt. Paid:** \$17,066.63

2. Vision Tulsa County (Clerk's Misc. File No. 20221962)
SALES TAX/BOND FUNDED PROJECTS RECOMMENDED FOR PAYMENT

Creditor: Meshek & Associates; **Fund:** HW86N/PJ1047; **Item:** 86th St. N. Memorial to Hwy 75 Improvements; **Purpose:** Right of Way Acquisitions; **Amt. Paid:** \$10,638.13

Creditor: Stuart Irby Electrical Distributor; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt. Paid:** \$657.68

Creditor: Stuart Irby Electrical Distributor; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt. Paid:** \$661.40

Creditor: Stuart Irby Electrical Distributor; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt. Paid:** \$1,168.24

Creditor: M&M Lumber Co.; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt. Paid:** \$3,626.48

SALES TAX FUNDED PROJECTS RECOMMENDED FOR PAYMENT

Creditor: Program Management Group, LLC; **Fund:** ADMIN/PJ1001; **Item:** Vision Tulsa County Administration; **Purpose:** Consulting; **Amt. Paid:** \$34,153.63

USE TAX FUNDED PROJECTS RECOMMENDED FOR PAYMENT

Creditor: Crossland Heavy Contractors, Inc.; **Fund:** HHARO/PJ1042; **Item:** Posey Creek Bridge; **Purpose:** Retainage; **Amt. Paid:** \$101,281.54

Motion made by Kelly Dunkerley, seconded by James Rea, to approve and authorize execution by the Chairman Pro Tem. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Saltee. No - None. Abstain - None. Motion carried.

N. COVID-19 Virus & Flu Season Discussion and Update

Joseph Kralicek, Director of Tulsa Area Emergency Management Agency, gave an update on COVID-19 and flu season 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 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. 20221963)

Motion made by Kelly Dunkerley, seconded by James Rea, to approve the appropriations. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Saltee. No - None. Abstain - None. Motion carried.

P. Executive Sessions - District Attorney:

1. Requested by Leana Glenn - 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, to wit: *Tort Claim TC-2022-17: Allison Hieronymus v. Board of County Commissioners of Tulsa County, 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 Nicholas Williams:
 - a. 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 and investigation, *to wit, Bixby Ordinance 680 and the roadways implicated therein*, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest
 - b. 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 Saffie Tillman, Workers' Compensation Commission File No CM3-2021-06501T*, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest
 - c. 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 Saffie Tillman, Workers' Compensation Commission File No CM3-2021-06502N*, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest

- d. Pursuant to 25 O.S. § 307(B)(3), the Board may meet in executive session for purposes of discussing the purchase or appraisal of real property

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

Executive Session commenced at 9:48 a.m.

Motion made by Kelly Dunkerley, seconded by James Rea, to reconvene the regular meeting at 10:53 a.m. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

Q. Discussion and Possible Action Regarding Executive Session Items

Requested by Leana Glenn - 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, to wit: *Tort Claim TC-2022-17: Allison Hieronymus v. Board of County Commissioners of Tulsa County, Oklahoma* 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 James Rea, seconded by Kelly Dunkerley, to grant settlement authority to the District Attorney up to the amount discussed in Executive Session, to-wit: *Tort Claim TC-2022-17: Allison Hieronymus v. Board of County Commissioners of Tulsa County, Oklahoma*. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20221964)

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 for the purpose of confidential communications concerning a pending claim and investigation, to wit, Bixby Ordinance 680 and the roadways implicated therein, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest. There was no action taken.
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: *Saffie Tillman, Workers' Compensation Commission File No CM3-2021-06501T*, 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 Kelly Dunkerley, seconded by James Rea, to grant settlement authority to Jim Cassody up to the amount discussed in Executive Session, to-wit: *Saffie Tillman, Workers' Compensation Commission File No CM3-2021-06501T*. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20221965)
3. 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: *Saffie Tillman, Workers' Compensation Commission File No CM3-2021-06502N*, 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 Kelly Dunkerley, seconded by James Rea, to grant settlement authority to Jim Cassody up to the amount discussed in Executive Session, to-wit: *Saffie Tillman, Workers' Compensation Commission File No CM3-2021-06502N*. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20221966)
4. Pursuant to 25 O.S. § 307(B)(3), the Board may meet in executive session for purposes of discussing the purchase or appraisal of real property. There was no action taken.

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 James Rea, seconded by Kelly Dunkerley, to adjourn the meeting. Upon roll call, Yes - James Rea, Kelly Dunkerley, Stan Sallee. No - None. Abstain - None. Motion carried.

BOARD OF COUNTY COMMISSIONERS

Stan Sallee, Chairman Pro Tem

ATTEST:

Michael Willis, Tulsa County Clerk