

(Agenda of meeting was posted outside of the Tulsa County Headquarters Building and on the Tulsa County website at www.tulsacounty.org on September 15, 2023 at 8:43 a.m.)

MINUTES
Monday, September 18, 2023

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

Kelly Dunkerley, 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, Early Settlement, Election Board, Engineers, Highways, Human Resources, Information Technology, Inspections, Parks, Social Services, Procurement, Assessor, County Clerk, Court Clerk, Sheriff, Treasurer, District Attorney, Drainage District #12, Expo Square, Juvenile Justice, OSU Extension, Presiding Judge, River Parks Authority, Tulsa Area Emergency Management Agency, Public Defender, Chief Deputies and County Commissioners

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. Priscilla Haynes served faithfully for 25 years and 8 months, from 1997-2023, at the Tulsa City-County Health Department in the Office of Preventive Health Services. Tulsa County extends its sincere gratitude to Priscilla for a legacy of excellence in dedicated service to the citizens of our community. Though Priscilla will be missed, Tulsa County wishes her well in her retirement. Congratulations, Priscilla! (Clerk's Misc. File No. 20231571)

Commissioner Dunkerley read and presented the Proclamation to Priscilla Haynes. Motion made by Stan Sallee, seconded by Karen Keith, to approve and authorize execution by the Commission. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

IV. MINUTES

- A. Board of County Commissioner's Meeting of September 11, 2023

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

V. REPORTS

- A. Elected Officials:

1. Assessor - Monthly for 8/2023 (Clerk's Misc. File No. 20231572)
2. County Clerk - Monthly for 8/2023 (Clerk's Misc. File No. 20231573)
3. Treasurer - Depository Summary of Daily Analysis for 8/2023 (Clerk's Misc. File No. 20231574)

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

- B. County Department - (Election Board) - Monthly for 8/2023 (Clerk's Misc. File No. 20231575)

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

VI. UNFINISHED BUSINESS

A. Bid Openings

1. Engineers - On-Call Engineering Services for Road and Bridge Construction
 - a. CEC Corporation (Clerk's Misc. File No. 20231576)
 - b. Garver, LLC (Clerk's Misc. File No. 20231577)
 - c. Guy Engineering Services, Inc. (Clerk's Misc. File No. 20231578)
 - d. Hudson Prince Engineering & Inspection, PLLC (Clerk's Misc. File No. 20231579)
 - e. Keithline Engineering Group, PLLC (Clerk's Misc. File No. 20231580)
 - f. Kimley-Horn and Associates, Inc. (Clerk's Misc. File No. 20231581)
 - g. Marquardt Engineering, PLLC (Clerk's Misc. File No. 20231582)
 - h. McNally Land Surveying Services, LLC (Clerk's Misc. File No. 20231583)
 - i. Meshek & Associates, LLC (Clerk's Misc. File No. 20231584)
 - j. Professional Engineering Consultants, PA (PEC) (Clerk's Misc. File No. 20231585)
 - k. Wallace Design Collective, PC (Clerk's Misc. File No. 20231586) - Bid rejected due to missing Qualifications Affidavit
 - l. Walter P. Moore and Associates, Inc. (Clerk's Misc. File No. 20231587)

Motion made by Stan Sallee, seconded by Karen Keith, to refer the bids to Engineers and Procurement for analysis, review and recommendation on 9/25/2023. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

2. Sheriff - David L. Moss Detention Facility Storage Building
 - a. Brewer Construction Co. of Eastern Oklahoma, Inc. (Clerk's Misc. File No. 20231588)
 - b. Merak Group, LLC (Clerk's Misc. File No. 20231589)
 - c. Voy Construction, LLC (Clerk's Misc. File No. 20231590)

Motion made by Karen Keith, seconded by Stan Sallee, to refer the bids to Sheriff and Procurement for analysis, review and recommendation on 9/25/2023. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

B. Amendments

1. Sheriff - #1 to the Master Services and Purchasing Agreement with Axon Enterprise, Inc., to accommodate the purchase of additional services and products including tasers, body cameras, and additional technology implementations

Motion made by Stan Sallee, seconded by Karen Keith, to defer the amendment. Upon roll call, Yes- Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

2. Tulsa Area Emergency Management Agency (TAEMA) - #1 to the agreement with Oklahoma Department of Emergency Management and Homeland Security, for implementing the proposed Outdoor Warning Siren Project and providing local funding match as a sub-applicant under the Hazard Mitigation Grant Program, CMF

#20230419. This Amendment is for an increase of \$18,283.73 due to inflationary costs, bringing the total project amount from \$187,798.32 to \$206,082.05, with the County's commitment to meet the matching fund requirements of \$20,608.21 for the proposed project (Clerk's Misc. File No. 20231591)

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

3. TC Departments:

- a. #3 to the award for Food Service Requirements, to Ben E. Keith Foods, CMF #20203015, the most recent renewal, CMF #20221910, to exercise the option to renew the award for an additional one-year period beginning 12/10/2023, with no changes to the terms (Clerk's Misc. File No. 20231592)

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

- b. #7 to the award for Temporary to Hire Staffing, CMF #20190614, the most recent renewal CMF #20221587, to exercise the option to renew the award with 22nd Century Technologies, Inc., Archon Resources, Chloeta Holdings, LLC, Diskriter, Inc., Inceed, LLC, Shirley's Employment Services, System One Holdings, LLC., and Tulsa's Green Country Staffing for an additional one-year period beginning 10/3/2023, with no changes to the terms (Clerk's Misc. File No. 20231593)

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

- C. Agreement - (Parks) - Buckingham Television, Inc., for use of Swift Park on 9/22/2023, from 9:00 a.m. to noon for filming event, fee of \$50 - Deferred from 9/11/2023 (Clerk's Misc. File No. 20231594)

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

- D. Resolution - (Inspections) - of 2023 Amendment Adopting the International Building Code as adopted by the State of Oklahoma through the Oklahoma Uniform Building Code Commission (OUBCC) to amend the previously adopted codes. The most recent amendment was July 2016, CMF#238587 - Deferred from 9/11/2023

Motion made by Stan Sallee, seconded by Karen Keith, to defer the resolution. Upon roll call, Yes- Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

- E. Zoning Application Appeal Hearing and Possible Action - (Tulsa Metropolitan Area Planning Commission) - CZ-541 & Related PUD #866 - Applicant STP Solutions, Inc./Owner: Darin Teeman - Requesting appeal to Rezone from AG-R to RS with a PUD overlay to permit a gated single-family residential subdivision with private streets. On Meeting Date of May 3, 2023 TMAPC voted 9-0-0 to **Deny** rezoning of 6.27 ± acres from AG-R to RS. The applicant appealed the decision to the Board of County Commissioners - Deferred from 9/11/2023

Motion made by Karen Keith, seconded by Stan Sallee, to defer the decision on the zoning appeal to 10/16/2023. Upon roll call, Yes- Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

VII. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending 9/25/2023 (Clerk's Misc. File No. 20231570)

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

B. New or Replacement Procurement Officers

1. Court Fund - designating Ashley Gentry as receiving officer to replace Steven Jameson (Clerk's Misc. File No. 20231595)
2. District Attorney - designating Douglas Wilson as requesting officer to replace Erik Grayless (Clerk's Misc. File No. 20231596)

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

C. Resolution on Disposition of Funds/Cash Fund Estimate of Needs (Clerk's Misc. File No. 20231627)

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

D. Notice of Intent - (Board of County Commissioners) - to submit an opioid abatement grant award application to the Oklahoma Opioid Abatement Board, Office of the Attorney General (Clerk's Misc. File No. 20231597)

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

E. Memorandum of Agreement - (Engineers) - Cherokee Nation, to provide construction, improvement, right-of-way acquisition, and/or utility relocations for roads and/or bridges within Tulsa County utilizing Cherokee Nation tribal funds, federal funds, or federal funds as a passthrough to the County from 10/1/2023 - 9/30/2024 (Clerk's Misc. File No. 20231598)

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

F. Requests for Approval

1. Building Operations - to renew John Comer's mechanical contractor license, Jeff Darnel's mechanical journeyman license, Jeff Mann's mechanical journeyman and 1st class stationary engineer license, Jeff Morrow's plumbing contractor license, Jim Neff's 1st class stationary engineer license and James Wilson's 1st class stationary engineer license; cost of \$775 (Clerk's Misc. File No. 20231600)
2. County Clerk - (Budget Division) - Tulsa County Agency Fund Recommended for Payment: Creditor: Crawford & Associates, P.C.; Fund: 500; Item: Professional Services rendered thru August 15, 2023; Purpose: Work in Progress on Preparation of annual financial statements for FY23; Amount Paid: \$720 (Clerk's Misc. File No. 20231601)
3. Engineers:
 - a. of Acceptance of Right-of-Way Easement in Tulsa County from JB & RB Properties, LLC (CLS-1) (Clerk's Misc. File No. 20231602)
 - b. of Assurances Certification for Federal Hazard Mitigation Assistance Grant funding via the FY22 Building Resilient Infrastructure and Communities (BRIC) program for the Garnett Rd. widening project, CMF #20230094, stating that Tulsa County has the legal authority to apply for this Federal assistance, has funds available for the non-Federal share of the project costs, and will comply with all other requirements of the program (Clerk's Misc. File No. 20231603)

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

4. INCOG:

- a. Environmental Review Record for Urban County CDBG Project Activities: (Clerk's Misc. File No. 20231604)
 - 1) **Action #1.** Designate the County's Chief Executive Officer, the Chair person, the Certifying Officer under the National Environmental Policy Act of 1969 to assume overall responsibility for the environmental review process, including signing required certifications
 - 2) **Action #2.** Make a Finding of Exemption for the following projects:
FY2023 Public Services- Broken Arrow Neighbors
FY2023 Public Services- Broken Arrow Seniors
FY2023 Public Services- Child Abuse (Advocacy) Network
FY2023 Public Services- Broken Arrow Neighbors Senior Outreach
FY2023 Public Services- Caring Community Friends Inc., Sapulpa
FY2023 Public Services- Owasso Community Resources
FY2023 CDBG Administration
FY2023 HOME Administration
 - 3) **Action #3** Make a Finding of Categorically Excluded/Exempt for the following projects:
FY2023 Town of Sperry Road Resurfacing
FY2023 Hickory Crossing Apartment Rehabilitation
- b. of the Department of Housing and Urban Development (HUD) Certification of Consistency with Tulsa County Consolidated Plan for Continuum of Care Program Competition (Clerk's Misc. File No. 20231605)

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

5. Parks:

- a. of donation from the Tulsa Community Foundation, Stuart Price, and other Tulsa Parks Supporters, in the amount of \$101,002 for the construction of trail restrooms at LaFortune Park (Clerk's Misc. File No. 20231599)
- b. of Flintco Project Summary Recap for Case Tennis Center Expansion at LaFortune Park, option 3 in the amount of \$5,993,563 and Trail Restroom Facility, option B in the amount of \$423,113 (Clerk's Misc. File No. 20231606)

Motion made by Stan Sallee, seconded by Karen Keith, to approve the requests. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

G. Agreements

1. Board of County Commissioners -Vintage Housing Inc., to undertake a project of rehabilitation and capital improvement of a certain multi-family housing development in the City of Sapulpa as part of the HOME Consortium program, located at Hickory Crossing Apartments, 2101 South Hickory Street, Sapulpa, Creek County, OK 74066, for interior and exterior improvements through 6/2024 (Clerk's Misc. File No. 20231607)
2. Building Operations - Cox Business, for television services at 218 West 6th Street, Tulsa, OK 74119, to begin upon installation, cost of \$113.92/month (Clerk's Misc. File No. 20231608)
3. County Clerk - Traveler's Casualty and Surety Company of America, application for government entity crime coverage, beginning 11/1/2023 (Clerk's Misc. File No. 20231609)

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

4. Court Services - Oklahoma Law Enforcement Telecommunication Systems (OLETS), to grant access to their Criminal Background Information System Network at a rate of \$405/mo.

Motion made by Stan Sallee, seconded by Karen Keith, to defer the agreement. Upon roll call, Yes- Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

5. Election Board - JRW, Inc., dba Financial Equipment Company, for service and maintenance on Wycom Wysign, serial numbers WY1165 and WY1166, located at 555 N. Denver, Tulsa, OK 74017 from 10/12/2023 - 10/11/2024, cost of \$390 (Clerk's Misc. File No. 20231610)
6. Inspections - Oklahoma State Fire Marshall, Authority Having Jurisdiction, (AHJ), for performance of AHJ within Tulsa County's entire political subdivision boundaries, attesting compliance with all current state-adopted building codes and standards along with all requirements of the Americans with Disabilities Act, (ADA), for City/Town/County of Tulsa County in its entirety, more specifically, AHJ is responsible for all plan reviews and associated inspections, including, but not limited to, those related to building plans, smoke control, fire alarms, fire suppression/hood suppression, fire sprinklers, access control, carbon dioxide and carbon monoxide plans, in addition to all required annual life safety inspections. It is understood that the Office of the State Fire Marshal has the statutory obligation to ensure all jurisdictions accepting the responsibility of being the AHJ adhere to the minimum state-adopted building codes and standards and the ADA, per 74 O.S. §§ 317, 324.4, and 324. 11 (Clerk's Misc. File No. 20231611)
7. Parks - Tulsa Community Foundation - Grant Award in the amount of \$101,002, for the construction and development of the LaFortune Park Path Building (Trail Restrooms) (Clerk's Misc. File No. 20231612)

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

8. Sheriff:
 - a. Oklahoma Department of Mental Health and Substance Abuse Services, for Alcohol and Tobacco Enforcement and Education through 6/30/2024; cost not to exceed \$47,750 (Clerk's Misc. File No. 20231613)
 - b. Tulsa River Parks Authority - to close a portion of the Katy trail to the public and grant TCSO access during construction project on the North Side of David L. Moss (Clerk's Misc. File No. 20231614)
 - c. Wallace Design Collective, PC, for Civil Engineering design services for a new curbless, asphalt entry road with concrete apron approximately 325 feet long located at 6500 East 66th Street North, Tulsa, Oklahoma 74117, cost of \$6,200 (Clerk's Misc. File No. 20231615)

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

- H. Agreement Renewal - (Board of County Commissioners) - CommunityCare HMO for 2024 Retiree Senior Health Plans (Clerk's Misc. File No. 20231616)

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

I. Requests to Advertise for Bids/Qualifications

1. Board of County Commissioners - Qualifications for Construction Management - At Risk Services for the Tulsa County HQ 3rd and 6th Floor Renovation (Clerk's Misc. File No. 20231617)
2. Parks - Tulsa County Parks HVAC Systems Replacement (Clerk's Misc. File No. 20231618)

Motion made by Karen Keith, seconded by Stan Sallee, to approve the requests to advertise. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

J. Inventory Resolution - (Treasurer) - Asset Disposal: junked - computer equipment (Clerk's Misc. File No. 20231619)

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

K. Sole Source - (County Clerk) - Harris Recording Solutions, for the OnCore, Acclaim and other Land Records solutions (Clerk's Misc. File No. 20231620)

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

L. Utility Permit - (Engineers) - Tulsa Area Emergency Management Agency (TAEMA) - for two warning siren pole installations located on S. 177th W. Ave. approximately 0.03 mi. S. of the S. 177th W. Ave. & W. Wekiwa Rd. junction, and on E. 75th St. N. approximately 0.01 mi. E. of the E. 75th St. N. & N. Trenton Ave. junction (Clerk's Misc. File No. 20231621)

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

M. Travel/Training - IT:

1. Dan Pease to attend MSIS Advisory Board meeting in Stillwater, OK on 10/27/2023; cost of \$115 (Clerk's Misc. File No. 20231622)
2. Joe Lord to attend the CyberSecurity Planning Committee meeting in OKC, OK on 9/28/2023; cost of \$200 (Clerk's Misc. File No. 20231623)

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

N. Claims (payments for bills to be paid from 9/4-8/2023)

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

O. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 9/11-15/2023

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

P. Consideration and Approval of Construction Program Payments

1. Vision Tulsa County (Clerk's Misc. File No. 20231624)
Sales Tax/Bond Funded Projects Recommended for Payment
Creditor: Builders Development Company, LLC; Fund H193E/PJ1028; Item: 31st, 41st, 51st Intersection on County Line (193rd); Purpose: ROW; Amt. Paid: \$5,500

Creditor: Scovil & Sides Hardware Co.; Fund HERJR/PJ1085; Item: Ray Jordan Renovation - BOPS Basement; Purpose: Materials; Amt. Paid: \$139

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

- Q. Board of County Commissioners - Emergency response updates and authorization for County-wide actions to aid citizens following the historic storm damage on June 18, 2023

There was no one present to give a report.

- R. Zoning Application Hearing and Possible Action - (Tulsa Metropolitan Area Planning Commission) - CZ-548 - Applicant/Owner: Theron Martin - Requesting to rezone from AG to CG to permit commercial uses of 3.82 ± acres/166,414.69 + sq ft. On Meeting Date of July 19, 2023, TMAPC voted 9-0-0 to recommend that the County Commission Approve rezoning of 3.82 ± acres from AG to CG (Clerk's Misc. File No. 20231625)

Motion made by Karen Keith, seconded by Stan Sallee, to enter into public hearing at 9:55 a.m.. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

Jay Hoyt, representing Tulsa Metropolitan Area Planning Commission, presented the zoning application. There were no members of the public signed up to speak.

Motion made by Karen Keith, seconded by Stan Sallee, to close the public hearing at 9:57 a.m. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

Motion made by Stan Sallee, seconded by Karen Keith, to approve the zoning application. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

- S. Executive Session - (District Attorney) - Requested by Nicholas Williams, 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-2023-49: Budget Truck Rental 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 Stan Sallee, seconded by Karen Keith, to go into Executive Session. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion Carried.

Executive Session commenced at 9:58 a.m.

Motion made by Stan Sallee, seconded by Stan Sallee, to reconvene the regular meeting at 10:03 a.m. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried.

- T. Discussion and Possible Action Regarding Executive Session Item

Motion made by Karen Keith, seconded by Stan Sallee, to grant settlement authority to the District Attorney up to the amount discussed in Executive Session, to-wit: *Tort Claim TC-2023-49: Budget Truck Rental. v. Board of County Commissioners of Tulsa County, Oklahoma*. Upon roll call, Yes - Karen Keith, Stan Sallee, Kelly Dunkerley. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20231626)

VIII. 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.

IX. ADJOURN

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

BOARD OF COUNTY COMMISSIONERS

Kelly Dunkerley, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk