

(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, 2022 at 3:56 p.m.)

MINUTES
Monday, September 19, 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: Commissioner Kelly Dunkerley, Commissioner Stan Sallee and Commissioner Karen Keith. Others present: County Clerk Michael Willis.

Karen Keith, 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, 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. MINUTES

A. Board of County Commissioner's Meeting of September 12, 2022

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

IV. REPORT

A. Elected Official - (Treasurer) - Depository Summary of Daily Analysis for 8/2022 (Clerk's Misc. File No. 20221757)

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

V. UNFINISHED BUSINESS

A. Bid Awards & Recommendations:

1. TC Departments - Paperstock for Printing

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

B. Resolution - (Board of County Commissioners) - 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, previously approved on 8/15, 8/22, 8/29, 9/6 and 9/12/2022, CMF #20221588, #20221628 and #20221661, #20221696, and #20221735 (Clerk's Misc. File No. 20221758)

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

VI. ACTION ITEMS

- A. Gasoline & Diesel Fuel Quotes for week ending 9/26/2022 (Clerk's Misc. File No. 20221756)

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

- B. Resolution on Disposition of Funds/Cash Fund Estimate of Needs (Clerk's Misc. File No. 20221759)

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

- C. Appointment - (Commissioner Dunkerley) - of Scott Houston to the TC Board of Adjustment, effective immediately, to complete Kelly Dunkerley's term expiring 9/15/2024

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

- D. Requests for Approval

1. Board of County Commissioners:

- a. of Certificate of Substantial Completion from Myers-Cherry, LLC, for the scope of work on the Tulsa Herd at LaFortune Park, CMF #20220226 (Clerk's Misc. File No. 20221760)
- b. INCOG - Tulsa County CDBG Urban County Activity actions:
 - 1) Designate the County's Chief Executive Officer, the Chairperson, 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) Make a Finding of No Significant Impact on the Environment on the following projects:
 - a) City of Collinsville FY 2022: 11th Street Water Line Replacement Project
 - b) City of Bixby FY 2022: East McKennon Avenue Storm Sewer Installation Project (Clerk's Misc. File No. 20221761)

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

2. Engineers:

- a. Acceptance of Right of Way Easements:
 - 1) Billy J. Mangold (LS-21467) (Clerk's Misc. File No. 20221762)
 - 2) Robert W. Shain and Sally A. Shain (LS-21473) (Clerk's Misc. File No. 20221763)

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

3) The Jimmie Ray Allen and Mary Linda Allen Revocable Living Trust (LLA-458)

Motion made by Kelly Dunkerley, seconded by Stan Sallee, to strike the acceptance of Right of Way easement. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

- b. of letter of Intent to Purchase from Premier Truck Group of Tulsa, five 2024 Freightliner 114SD trucks with warranty options as listed on quote DE-36531, for \$131,794 each for a total of \$658,970 on State Contract SW035T (Clerk's Misc. File No. 20221764)

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

3. TAEMA - Oklahoma Department of Commerce Community Development Block Grant Disaster Recovery (CDBG-DR) funding Voluntary Buyout Program Activity Delivery justification letter (Clerk's Misc. File No. 20221765)

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

E. Resolutions

1. Board of County Commissioners - to approve participation in Distributors Oklahoma Opioid Settlement (Clerk's Misc. File No. 20221766)
2. Engineers - authorizing the filing of The Meadows I Amended plat. This plat meets all the requirements for filing of plats under Title 19 O.S., Section 288.1 of the Oklahoma Statutes (Clerk's Misc. File No. 20221767)

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

- F. Agreement - (Sheriff) - ImageNet Consulting, LLC, for lease and service of a Canon DX 4845 printer located at 303 West 1st Street, Tulsa, OK 74103; cost of \$173/mo. (Clerk's Misc. File No. 20221768)

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

- G. Agreement Renewal - (County Clerk) - Workday, Inc., for renewal of CMF #20211385 for FY 2022-2023 (Clerk's Misc. File No. 20221769)

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

H. Inventory Resolutions

1. Sheriff - junked; Dell computer (Clerk's Misc. File No. 20221770)
2. Social Services - junked; computers (Clerk's Misc. File No. 20221771)

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

I. Sole Sources

1. County Clerk - Apprentice Information Systems, for support, updates and maintenance to the software and website of the custom-designed geospatial mapping

site used to provide county wide data information to the public (Clerk's Misc. File No. 20221772)

2. Highways - Holt Truck Centers of Oklahoma, for International parts and service (Clerk's Misc. File No. 20221773)

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

- J. Travel/Training - (Building Operations) - Mechanical Journeyman license renewals for Jeff Dannels and Jeff Mann, and the Plumbing Contractor license for Jeff Morrow; cost of \$350 (Clerk's Misc. File No. 20221774)

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

- K. Claims to be Disallowed (payments cancelled as of 9/12-16/2022)

There were no claims to be disallowed.

- L. Claims (payments for bills to be paid from 9/6-9/2022)

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

- M. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 9/12-16/2022

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

- N. Consideration and Approval of Construction Program Payments

1. Vision Tulsa County (Clerk's Misc. File No. 20221775)

SALES TAX/BOND FUNDED PROJECTS RECOMMENDED FOR PAYMENT

Creditor: Midwest Block & Brick; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$4,422.30

Creditor: Sherwood (Greenhill) Construction Co Inc.; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$906.50

Creditor: Heatwave Supply Inc; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$204.08

Creditor: Dolese Bros Co; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$1,410.50

Creditor: Dolese Bros Co; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$ 695

Creditor: Independent Material Co, Inc.; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$ 1,809.82

Creditor: Anchor Stone Company; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$ 107.19

Creditor: Guy Engineering; **Fund:** H193E/PJ1028; **Item:** 31st, 41st, 51st Intersection on County Line (193rd); **Purpose:** Construction; **Amt Paid:** \$ 2,220.51

Creditor: Cherokee Pride Construction, Inc.; **Fund:** H209W/PJ1029; **Item:** 209th Bridge Replacement; **Purpose:** Construction; **Amt Paid:** \$ 199,387.63

Creditor: Heatwave Supply Inc; **Fund:** PCP02/PJ1066; **Item:** Chandler Park Project B; **Purpose:** Materials; **Amt Paid:** \$ 397.90

USE TAX FUNDED PROJECTS RECOMMENDED FOR PAYMENT

Creditor: Crossland Heavy Contractors, Inc.; **Fund:** HHARO/PJ1042; **Item:** Posey Creek Bridge; **Purpose:** Construction; **Amt Paid:** \$ 195,979.50

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

O. 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.

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, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest, to wit: *Tort Claim TC-2022-32: Christina Shannon v. Board of County Commissioners of Tulsa County, Oklahoma*
2. Requested by Nicholas Williams:
 - a. 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, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest, to wit: *Tort Claim TC-2022-19: Brant Johnson v. Board of County Commissioners of Tulsa County, Oklahoma*
 - b. 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, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest, to wit: *Tort Claim TC-2022-20: Jim Roddy v. Board of County Commissioners of Tulsa County, Oklahoma*
 - c. 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

Nicholas Williams, Assistant District Attorney, recommended deferral of items 2 a. & 2 b. until 9/26/2022

Motion made by Kelly Dunkerley, seconded by Stan Saltee, to go into Executive Session. Upon roll call, Yes - Kelly Dunkerley, Stan Saltee, Karen Keith. No - None. Abstain - None. Motion Carried

Executive Session commenced at 9:49 a.m.

Motion made by Stan Saltee, seconded by Kelly Dunkerley, to reconvene the regular meeting at 10:20 a.m. Upon roll call, Yes - Kelly Dunkerley, Stan Saltee, Karen Keith. No - None. Abstain - None. Motion carried.

Q. Discussion and Possible Action Regarding Executive Session Items

1. Motion made by Stan Sallee, seconded by Kelly Dunkerley, to grant settlement authority to Assistant District Attorney Leana Glenn, up to the amount discussed in Executive Session, to-wit: *Tort Claim TC-2022-32: Christina Shannon v. Board of County Commissioners of Tulsa County, Oklahoma*. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20221776)
2. *Tort Claim TC-2022-19: Brant Johnson v. Board of County Commissioners of Tulsa County, Oklahoma* - Deferred
3. *Tort Claim TC-2022-20: Jim Roddy v. Board of County Commissioners of Tulsa County, Oklahoma* - Deferred
4. *Regarding the purchase or appraisal of real property* - 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 Stan Sallee, seconded by Kelly Dunkerley, to adjourn the meeting. Upon roll call, Yes - Kelly Dunkerley, Stan Sallee, Karen Keith. No - None. Abstain - None. Motion carried.

BOARD OF COUNTY COMMISSIONERS

Karen Keith, Chairman

ATTEST:

Michael Willis, Tulsa County Clerk