

(Agenda of meeting was posted on the Tulsa County website at www.tulsacounty.org on March 5, 2021 at 8:40 a.m.)

MINUTES
Monday, March 8, 2021

APPROVED
03/15/2021

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 9:30 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. 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.

IV. PROCLAMATION

A. Board of County Commissioners - Recognizing the month of March as Brain Injury Awareness Month (Clerk's Misc. File No. 20210412)

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

V. MINUTES

A. Management Conference Meeting of November 12, 2020

B. Management Conference Meeting of December 10, 2020

C. Board of County Commissioner's Meeting of March 1, 2021

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

VI. REPORTS

A. County Clerk - Monthly for 2/2021 (Clerk's Misc. File No. 20210413)

B. Election Board - Monthly for 2/2021 (Clerk's Misc. File No. 20210414)

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.

VII. UNFINISHED BUSINESS

A. Amendments

1. Board of County Commissioners:

- a. to Contract Documents with Microsoft Corporation; Enterprise Enrollment Mid-Term Product Selection Form, Amendment IDs M539 and M130 with Program Signature Form (Clerk's Misc. File No. 20210415)
- b. #1 to the Economic Development Agreement with Tulsa Regional Chamber, Inc., CMF #20210065, to make changes to the term dates and payment installment dates (Clerk's Misc. File No. 20210416)

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

2. TC Central Garage - #3 to the bid award for Ford Motor Company Truck and Auto Parts to United Ford PDC, CMF# 244122, to extend the award for one year beginning 3/29/2021 with no changes to pricing or terms of the original bid (Clerk's Misc. File No. 20210417)

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.

- ### B. Request for Approval - (Parks) - to rescind the Sole Source to Holliday Sand and Gravel for the USGA greens mix and sand for the reconstruction of the putting greens. Holliday Sand and Gravel has altered their quality control process and no longer provides the quality of sand needed by Tulsa County (Clerk's Misc. File No. 20210418)

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

- ### C. Agreement - (Board of County Commissioners) - Restore Hope - for administration of Tulsa County Emergency Rental Assistance (ERA) program, as funded by section 501 of Division N of the Consolidated Appropriations Act, 2021, Pub. L. No. 116-260 (Dec. 27, 2020), deferred from 3/1/2021 BOCC Meeting (Clerk's Misc. File No. 20210419)

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.

VIII. ACTION ITEMS

- ### A. Gasoline & Diesel Fuel Quotes for week ending 3/15/2021 (Clerk's Misc. File No. 20210420)

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. Documents for Sale of County Property - (Treasurer) - Parcel #53675-92-32-01240, LOT 13, BLK 2, NEW TANEHA, to Debra Geeteh (Clerk's Misc. File No. 20210421)

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.

- ### C. Memorandum of Understanding - (Sheriff) - Oklahoma State Bureau of Investigation - to promote efficiency in operations and provide guidelines necessary to ensure standardization in policies and procedures among Oklahoma Internet Crimes Against Children Task Force participants (Clerk's Misc. File No. 20210422)

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

D. Requests for Approval

1. Building Operations - for license renewals for Donald Jones, Ryan Schmidt and William Cunnane; cost of \$250 (Clerk's Misc. File No. 20210423)
2. Sheriff - Deputy Rick Shavney, to retain peace officer status and be designated as a Peace Officer, Retired under Title 19 O.S. Sec 553 & Sec 554. Retirement effective 4/30/2021 (Clerk's Misc. File No. 20210424)

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

- E. Resolution - (Board of County Commissioners) - accepting donation of two vehicles from the Berryhill Fire Protection District; 2005 Chevrolet Silverado 3500 and 2007 Ford F-350 (Clerk's Misc. File No. 20210425)

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.

F. Agreements

1. Board of County Commissioners - City of Broken Arrow:
 - a. for FY 2020 CDBG Urban County funds for Public Improvements in the amount of \$421,113 for East Elgin Rehabilitation and Sidewalk Improvements (Clerk's Misc. File No. 20210426)
 - b. for FY 2020 CDBG Urban County funds in the amount of \$74,314 for sub-receipting to local social service providers (Clerk's Misc. File No. 20210427)

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

2. Engineers - Graphic Resources & Reproduction, Inc. - for HP DesignJet T830 36" Plotter; cost of \$250/mo. which includes an allowance of 1,000 square feet of printing per month; service and maintenance (Clerk's Misc. File No. 20210428)

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.

3. Parks:
 - a. Next Level 9U/Caleb Blakenship - for use of Haikey Creek Baseball Field 1 for baseball practice from 3/24/2021 to 6/16/2021; fee of \$20 per hour per field (Clerk's Misc. File No. 20210429)

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.

- b. Shootout Baseball, Inc. - for baseball tournament at O'Brien Park from 3/12-14/2021 - DEFERRED

Motion made by Karen Keith, seconded by Ron Peters, to defer this agreement. Upon roll call, Yes- Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

- c. Tulsa Sports and Events - for use of Haikey Creek Softball Complex, Fields 1, 2, and 3 for softball/kickball events from 3/15/2021 to 6/30/2021; fee of \$12 per hour per field (Clerk's Misc. File No. 20210463)

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.

4. Sheriff - Twenty20 Management, Inc. - for evaluation and design services to provide a written Capital Needs Assessment report for the Tulsa County Sheriff's Office administrative and operational buildings (Clerk's Misc. File No. 20210430)

Motion made by Karen Keith, seconded by Ron Peters, 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. Request to Advertise for Bids - (TC Departments) - Paperstock for Printing (Clerk's Misc. File No. 20210431)

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

H. Inventory Resolutions

1. Assessor:

- a. Junked - Misc. Office Items (Clerk's Misc. File No. 20210432)
- b. Transferred to Building Operations - GE Oven/Range (Clerk's Misc. File No. 20210433)
- c. Transferred to Court Administration - Ice Machine (Clerk's Misc. File No. 20210434)

2. Sheriff - Junked - Tasers (Clerk's Misc. File No. 20210435)

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

I. Sole Sources

1. Building Operations - Schneider Electric - for service and parts for iNet, which is installed in several Tulsa County facilities and integrated in areas of controls Struxureware (Clerk's Misc. File No. 20210436)
2. CC Health Department - Accelerated Technologies Laboratories, Inc.- for Sample Master Laboratory Information Management System (LIMS) software support, training, future upgrades, service packs, customization and instrument integration (Clerk's Misc. File No. 20210437)
3. Law Library - West Group (Thomson Reuters) - for Oklahoma Session Laws and Oklahoma Statutes and their updated releases (Clerk's Misc. File No. 20210438)
4. TC Departments - Badgepass, Inc. - for Identification Systems (Clerk's Misc. File No. 20210439)

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.

J. Utility Permits - Engineers:

1. BTC Broadband - to parallel and cross 171st St. and S. Elwood Ave. (Clerk's Misc. File No. 20210440)
2. Oklahoma Natural Gas Company:
 - a. to cross S. 185th E. Ave. (Clerk's Misc. File No. 20210441)
 - b. to cross S. Lewis Ave. (Clerk's Misc. File No. 20210442)

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

K. Travel/Training

1. Board of County Commissioners:

- a. Keri Fothergill to Monthly Leadership Sand Springs beginning 3/9/2021 (Clerk's Misc. File No. 20210443)
 - b. Mike Craddock to OSU County Training Supervisory Skills 2 on 3/11/2021 (Clerk's Misc. File No. 20210444)
2. Engineers - Alex Mills to 2021 Oklahoma Floodplain Managers Association Virtual Spring Technical Workshop on 4/1/2021 (Clerk's Misc. File No. 20210445)

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

3. OSU Extension - Lisa Nicholson:
 - a. to Discovery Unlimited on 3/27/2021 (Clerk's Misc. File No. 20210446)
 - b. to 4-H Enrollment In-Service on 3/29/2021 (Clerk's Misc. File No. 20210447)
 - c. to Volunteer Management Training on 3/30/2021 (Clerk's Misc. File No. 20210448)

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

L. Personnel Actions

1. Election Board (Clerk's Misc. File No. 20210449)
2. Highways (Clerk's Misc. File No. 20210450)
3. Inspections (Clerk's Misc. File No. 20210451)
4. Parks (Clerk's Misc. File No. 20210452)

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

M. Juvenile Bureau Personnel Actions to Accept & File (Clerk's Misc. File No. 20210453)

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

N. CC Health Department Documents to Accept & File

1. Agreement - Perkin Elmer Health Services, Inc - for renewal of maintenance agreement for CLARUS 580's (2 @\$7,072.32 each) from 5/1/2021 to 4/30/2022; cost of \$14,144.64 per year (Clerk's Misc. File No. 20210454)
2. Personnel Actions (Clerk's Misc. File No. 20210455)
3. Travel/Training (Clerk's Misc. File No. 20210456)

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.

O. Claims to be Disallowed (payments cancelled as of 3/1-5/2021)

There were no claims to be disallowed.

P. Claims (payments for bills to be paid by 2/22-26/2021)

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.

Q. Blanket Purchase Orders and Emergency Purchase Orders Submitted from 3/1-5/2021

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.

R. 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.

- S. 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. 20210457)

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

- T. Executive Sessions - (District Attorney) - Requested by Douglas Wilson:

1. Pursuant to 25 O.S. § 307(B)(4), I am requesting on behalf of Mr. Fortney that this matter be discussed in Executive Session between the Board and its attorney, the firm of Brewster & De Angelis, P.L.L.C., for the purpose of confidential communications concerning possible official action regarding a pending lawsuit, to-wit: *McCaffrey v. Glanz*, Case No. 13-cv-00315-JED-TLW, 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 on behalf of Mr. Fortney that this matter be discussed in Executive Session between the Board and its attorney, the firm of Brewster & De Angelis, P.L.L.C., for the purpose of confidential communications concerning possible official action regarding a pending lawsuit, to-wit: *Young v. Glanz*, Case No. 13-cv-00315-JED-TLW, 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

Motion made by Karen Keith, seconded by Ron Peters, 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 9:52 a.m.

Motion made by Karen Keith, seconded by Ron Peters, to reconvene the regular meeting at 10:08 a.m. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried.

- U. Discussion and Possible Action Regarding Executive Session Items

Motion made by Ron Peters, seconded by Karen Keith, to grant settlement authority to Guy Fortney up to the amount discussed in Executive Session, to-wit: *McCaffrey v. Glanz*, Case No. 13-cv-00315-JED-TLW, pending in the United States District Court for the Northern District of Oklahoma. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20210458)

Motion made by Ron Peters, seconded by Karen Keith, to grant settlement authority to Guy Fortney up to the amount discussed in Executive Session, to-wit: *Young v. Glanz*, Case No. 13-cv-00315-JED-TLW, pending in the United States District Court for the Northern District of Oklahoma. Upon roll call, Yes - Ron Peters, Karen Keith, Stan Sallee. No - None. Abstain - None. Motion carried. (Clerk's Misc. File No. 20210459)

IX. 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

