

(Agenda of meeting was posted in the central and outside lobby of the Tulsa County Administration Building on May 21, 2009 at 3:52 p.m.)

APPROVED
MINUTES
Tuesday, May 26, 2009

The Board of County Commissioners for Tulsa County met at the hour of 9:30 a.m. with the following members present: John Smaligo, Chairman; Karen Keith, Member, Fred R. Perry, Member; and Earlene Wilson, Tulsa County Clerk.

John Smaligo, Chairman presiding, called the meeting to order at 9:30 a.m., and the following business was transacted:

Moved by Keith, seconded by Perry, to approve the minutes for the Board of County Commissioners Meeting of May 18, 2009. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Perry, seconded by Keith, to approve and authorize execution as needed, the following reports:

- 1. Assessor - Monthly Revolving for 4/09. (Clerk's Misc. File No. 214644)
- 2. Court Clerk - Monthly report for 4/09. (Clerk's Misc. File No. 214645)
- 3. Budget Board - Annual Inventory Certification for 2008/09. (Clerk's Misc. File No. 214646)

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

NOTICE: A complete listing of all information relating to the following bids is on file and available for public inspection in the offices of County Purchasing and County Clerk.

Sealed bid for Breast & Cervical Cancer Prevention Qualitative Study, was received and opened. The bidder being one (1) in number is as follows:

- 1. Littlefield, Inc., by item (Clerk's Misc. File No. 214647)

Moved by Perry, seconded by Keith, to refer the bid to CC Health and Purchasing for analysis, report and recommendation on June 1, 2009. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Sealed bids for Permethrin Based Mosquito Pesticide, were received and opened. The bidders being four (4) in number are as follows:

- 1. ADAPCO, Inc. by item (Clerk's Misc. File No. 214648)
- 2. B & G Chemical Co. by item (Clerk's Misc. File No. 214649)
- 3. Public Health Equipment and Supply Co., Inc. by item (Clerk's Misc. File No. 214650)
- 4. Univar, USA, Inc. by item (Clerk's Misc. File No. 214651)

Moved by, Keith seconded by Perry, to refer the bids to CC Health for analysis, report and recommendation on June 1, 2009. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Sealed bid for Haikey Creek Levee Tie Wall Replacement was received and opened. The bidder being one (1) in number is as follows:

1. Keystone Services, Inc., by item (Clerk's Misc. File No. 214652)

Moved by Perry, seconded by Keith, to refer the bid to Engineers and Purchasing for analysis, report and recommendation on June 1, 2009. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Sealed bids for Tanker Body, were received and opened. The bidders being three (3) in number are as follows:

1. Arrowhead Truck Equipment by item (Clerk's Misc. File No. 214653)
2. Splash Equipment Sales by item (Clerk's Misc. File No. 214654)
3. Wolverine Fire Apparatus by item (Clerk's Misc. File No. 214655)

Moved by Perry, seconded by Keith, to refer the bids to Liberty Area Fire Association and Purchasing for analysis, report and recommendation on June 1, 2009. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Keith, seconded by Perry, to approve the following Bid Awards and Recommendations:

1. Building Operations - Air Conditioning and Refrigeration Supplies, to Airgas Refrigerants, Inc., for the refrigerant portion, the only bid received, however within the projected cost of items. The bid from Grainger will be rejected due to not meeting the conditions and specifications. The remainder of the item will be re-advertised. This partial bid award is good for 1 year beginning 5/30/09.(Clerk's Misc. File No. 214656)
2. Parks - Rental Rates for Champ Model #538 Uni-Lift - **DEFERRED**
3. Sheriff - Color Coated Handcuffs - **DEFERRED**
4. TC Departments - Rental of Uniforms, Shop Towels and Misc. Items - **DEFERRED**

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Perry, seconded by Keith, to approve Addendum #1 from Purchasing, to the Request to Advertise for Proposals for Energy Savings Performance Contracting Program, to open 6/8/09, to provide necessary specific goals to be addressed as a part of the Energy plan, available for review in the County Clerk's office and Purchasing Department. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried. (Clerk's Misc. File No. 214660)

Moved by Perry, seconded by Keith, to approve the gasoline and diesel fuel quotes for the week ending June 1, 2009. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried. (Clerk's Misc. File No. 214662)

Moved by Perry, seconded by Keith, to approve and authorize execution by the Chairman, a Quit-Claim Deed from Engineers, for Marc Bullock dba Sommers-Hayes Group, Inc., for the Triangular Parcel of Surplus Property located in or around the flood plain at roughly 121st and Sheridan. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried. (Clerk's Misc. File No. 214663)

Moved by Keith, seconded by Perry, to approve and authorize execution by the Chairman, a request from the Assessor, for approval of a project to reconfigure the front lobby area by removal of existing wall partitions. Per the Chairman's request, Pat Milton from the Assessor's office, advised the amount will not exceed \$1,200.00. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried. (Clerk's Misc. File No. 214664)

Moved by Keith, seconded by Perry, to approve and authorize execution by the Commission, a resolution, from Engineers for ODOT, establishing the Federal Bridge replacement fund for the FY2010. The first project is for the bridge on 161st St. N. off Hwy 169; and the second project is for the bridge on 136th St. N. west of 145th East Ave. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried. (Clerk's Misc. File No. 214665)

Moved by Keith, seconded by Perry, to approve and authorize execution by the Chairman, a resolution from Hilborne & Weidman, to consider and approve a resolution relating to the incurring of indebtedness in the amount of not to exceed \$110,000,000 by the Trustees of the Tulsa County Industrial Authority; authorizing the sale of revenue obligations; waiving competitive bidding with respect thereto and related matters. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried. (Clerk's Misc. File No. 214666)

Moved by Keith, seconded by Perry, to approve the recommendations from the District Attorney for the Tort Claim, TC-2009-07, Claimant: Susan Atherton for approval in the amount of \$4,388.15, in exchange for release of all claims, with reference to the incident on 1/27/09. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried. (Clerk's Misc. File No. 214667)

Moved by Keith, seconded by Perry, to approve and authorize execution as needed, the following Agreements:

1. Administrative Services - Xerox Corporation, for lease of copier equipment, serial #WC4118X, to be installed at the Tulsa County Social Services Shelter. (Clerk's Misc. File No. 214668)
2. Administrative Services - Xerox Corporation, for lease of copier equipment, serial #WC4118X, to be installed at the Tulsa County Building Operations. (Clerk's Misc. File No. 214669)
3. Administrative Services Xerox Corporation, for lease of copier equipment, serial #W5632T, to be installed at the Tulsa Public Defender's office. (Clerk's Misc. File No. 214670)
4. Assessor - QuikTrip Center, for commercial exhibit at the 2009 Tulsa State Fair; to be held 10/1-11/09. (Clerk's Misc. File No. 214671)
5. Board of County Commissioners - Alaback Design Associates, Inc., for the Architectural Services for the Football Field and Baseball Fields at O'Brien Park, 4 to Fix II, to make capital improvements. (Clerk's Misc. File No. 214672)
6. Engineers - City of Jenks, for expenditures on 4 to Fix roadway project, which covers the work on 91st Street South, east of Jenks levee. (Clerk's Misc. File No. 214673)
7. Engineers - City of Jenks, for expenditures on 4 to Fix roadway project, which covers the work on 96th Street South & Elwood Avenue. (Clerk's Misc. File No. 214674)
8. INCOG - City of Jenks, for the operation of a Community Development Block Grant (CDBG) project entitled "Jenks Senior Transportation Van and Senior Staff Support." (Clerk's Misc. File No. 214675)
9. INCOG - City of Sapulpa, for the Community Development Block Grant (CDBG) project, for Street Repair Project. (Clerk's Misc. File No. 214676)
10. INCOG - 2009 Rural Economic Action Plan, (REAP) Community Development, for the purchase of a generator for Keystone VFD, in the amount of \$8,300.00. (Clerk's Misc. File No. 214677)
11. INCOG - 2009 Rural Economic Action Plan, (REAP) Community Development, for purchase of 3 sirens for underserved areas of the County, in the amount of \$40,000.00. (Clerk's Misc. File No. 214678)
12. INCOG - 2009 Rural Economic Action Plan, (REAP), for transportation on Bikeway & trail, N. Mingo Road E. 76th St. N. to 66th St. N, in the amount of \$50,000.00. (Clerk's Misc. File No. 214679)
13. IT - 20/20 Financial Consulting, Inc., for remote access to computerized records in the Tulsa County Treasurer, Assessor and County Clerk's offices. (Clerk's Misc. File No. 214680)
14. IT - Sandy DeMoss, for remote access to computerized records in the Tulsa County Treasurer, Assessor and County Clerk's offices. (Clerk's Misc. File No. 214681)
15. IT - L. Richard Howard, Attorney, for remote access to computerized records in the Tulsa County Treasurer, Assessor and County Clerk's offices. (Clerk's Misc. File No. 214682)
16. IT - Omega Alpha Development, LLC, for remote access to computerized records in the Tulsa County Treasurer, Assessor and County Clerk's offices. (Clerk's Misc. File No. 214683)
17. IT - Sarah Snow, for remote access to computerized records in the Tulsa County Treasurer, Assessor and County Clerk's offices. (Clerk's Misc. File No. 214684)
18. Juvenile Bureau - Xerox Corporation, for renewal of CMF #210958 for FY 2009/10. (Clerk's Misc. File No. 214685)
19. Juvenile Bureau - Xerox Corporation, for renewal of CMF #210957 for FY 2009/10. (Clerk's Misc. File No. 214686)
20. Juvenile Bureau - W. L. Cooper, Ph. D., for renewal of CMF #211137 for FY 2009/10. (Clerk's Misc. File No. 214687)
21. Parks - View Acres Baptist Church, for Chandler Park Recreational Staff to provide a Senior Stretch Program and Home School Programs in the church facilities for FY 2009/10. (Clerk's Misc. File No. 214688)

22. Treasurer - QuikTrip Center, for commercial exhibit at the 2009 Tulsa State Fair; to be held 10/1-11/09. (Clerk's Misc. File No. 214689)

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Perry, seconded by Keith, to approve the following Requests to

Advertise for Bids:

1. Building Operations - Air Conditioning and Refrigeration Supplies. (Clerk's Misc. File No. 214690)
2. Sheriff - Inmate Uniforms, Linens and Bedding. (Clerk's Misc. File No. 214691)
3. Board of County Commissioners - Sports Lighting for the Football Field at O'Brien Park, a 4 to Fix 2 Project. (Clerk's Misc. File No. 214692)

Bids #1 and 2 to open 6/8/09 at 9:30 a.m.

Bid #3 to be received 6/19/09 at 4:00 p.m. and opened 6/22/09 at 9:30 a.m.

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Perry, seconded by Keith, to approve and authorize execution by the

Chairman, the following Inventory Resolutions:

1. County Clerk - Correction: laminator, from item #50002200011 to item #24002360171, purch. 5/18/09 for \$1,826.50. (Clerk's Misc. File No. 214693)
2. Parks - junked; Honda 4 trax, SN 478T1400PA505015, purch. 11/4/92 for \$3,459.25. (Clerk's Misc. File No. 214694)
3. TC Departments - inventory file correction to delete all items under \$500.00, prior to importing new Munis software. (Clerk's Misc. File No. 214695)

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Keith, seconded by Perry, to approve and authorize execution by the

Chairman, the following Sole Sources:

1. Assessor - SPSS, Inc., for SPSS Software, and related training and maintenance. (Clerk's Misc. File No. 214696)
2. CC Health - Hach Company, for TOC LR Reagent Set equipment and parts. (Clerk's Misc. File No. 214697)
3. CC Health - HemoCue, Inc., for their patented instruments and their respective dedicated microcuvettes. (Clerk's Misc. File No. 214698)
4. County Clerk - Texas Barcode Systems, for the custom label and ribbon combination size of 4.00 x 1.00 with special adhesive. (Clerk's Misc. File No. 214699)
5. Highways - Frontier International Trucks, Inc., for parts and service. (Clerk's Misc. File No. 214700)
6. Highways - Midwestern Equipment Company, for Ferguson rollers, parts and service. (Clerk's Misc. File No. 214701)
7. Highways - White Star Machinery & Supply Co., for Bobcat Skid Steer Loaders parts and supplies. (Clerk's Misc. File No. 214702)
8. IT - ML Software, Inc., for the Dynamic File Access (DFA) mainframe software. (Clerk's Misc. File No. 214703)
9. Law Library - Imprimatur Press, for 2009/10 Oklahoma Criminal Law: Statutes and Rules Annotated; 2009/10 Oklahoma Family Law: Cases and Materials; and 2009/10 Uniform Jury Instruction Annotated. (Clerk's Misc. File No. 214704)
10. Sheriff - The Child Project, for "The Child Project System", which provides the required hardware, software, network and national data repository for Sheriff's across the nation to participate in this first-of-its-kind effort to use Iris Biometric Technology, to more quickly identify, locate and reunite missing children and adults. (Clerk's Misc. File No. 214705)

11. Sheriff - Stinger Systems, Inc., for the Band-it R-E-A-C-T Systems, for Leg Shocking Taser for Court Guards for security in the Courthouse. (Clerk's Misc. File No. 214706)
12. Sheriff - Watch Systems, for an OffenderWatch program provided to state agencies, Sheriff and Police departments, for a web accessible registration database. (Clerk's Misc. File No. 214707)
13. Social Services - Computer-Rx Pharmacy Software, for drug images that function and display properly with the Rx Pharmacy software. (Clerk's Misc. File No. 214708)
14. Treasurer - J.R.W., Inc., dba Financial Equipment Company, for parts and service on Glory GFB-500 Currency Counter; American Model 400 Perforator; Sharp 2530 Electronic Audit Machine; Hedman Check Audit Machine; and Model 210 Encoder. (Clerk's Misc. File No. 214709)

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Keith, seconded by Perry, to approve and authorize execution by the Chairman, a Utility Permit from Engineers, for AT&T, to parallel and cross 209th W. Ave and W. Wekiwa Rd. +/- ½ mi. East of the junction and further described as 20' E. of the SW/C of Sec. 2, T19N, R10E, by trenching and boring for 24 fiber cable with ½" casing.

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried. (Clerk's Misc. File No. 214710)

Moved by Keith, seconded by Perry, to approve the following Travel/Training requests:

1. Engineers - Berry Britton, to the 2009 EPA Region 6 MS4 Operators Conference in Houston, TX from 6/22-25/09; cost not to exceed \$1,600.00. (Clerk's Misc. File No. 214711)
2. IT - Chad Carter, to Altiris Notification Server Administrator training, from 7/13-17/09 in Herndon, VA; total cost of \$4,986.26 (Clerk's Misc. File No. 214712)
3. IT - Brian Mooneyham, to an intensive five day boot camp training course using Microsoft Exchange, from 6/15-19/09 in Tulsa; total cost of \$2,900.00. (Clerk's Misc. File No. 214713)

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Perry, seconded by Keith, to approve the following Personnel Actions:

A. Name	B. Action	C. Salary	D. Eff. Date
<u>Building Operations:</u>			
Glaze, LaKeisha	Provis.	\$1,494.90	5/18/09
Manship, Kenneth Jay	Provis.	\$1,733.60	5/18/09
Oglesby, John W.	Provis.	\$1,494.90	5/18/09
Miller, April	Resign.		5/20/09
(Clerk's Misc. File No. 214714)			
<u>Highways:</u>			
Richardson, John H.	Resign.		4/20/09
(Clerk's Misc. File No. 214715)			
<u>IT:</u>			
Murphy, Ward	Retire.		5/31/09
(Clerk's Misc. File No. 214716)			

Parks:

Allen, Mary Shannon	Pttime.	\$6.55/hr.	5/26/09
Boler, Landin	Pttime. Rehire	\$8.50/hr.	5/16/09
Cherry, Todd Michael	Temp.	\$7.00/hr.	5/26/09
Hayes III, Billy Eugene	Temp.	\$8.00/hr.	5/26/09
Robinson II, Gregory	Pttime. Rehire	\$7.15/hr.	5/23/09
Van Buskirk, Eleanor	Pttime.	\$6.55/hr.	5/26/09
Herd, Hailey	Pttime.	\$8.50/hr.	5/16/09
Crombie, Dakota	Pttime.	\$9.00/hr.	5/16/09
Johnson Jr., Lester	Temp.	\$7.00/hr.	5/26/09
Emery, Ace	Dschrg.		5/21/09
Fuqua, Jr., Lee A.	FMLA End		5/19/09
White, Kristen Lea	Pttime.	\$8.50/hr.	5/16/09
Miller, Micah Michelle	Pttime.	\$6.55/hr.	5/26/09
Griffith, Barbra	Pttime.	\$8.00/hr.	5/26/09
Craig, Colton	Pttime.	\$8.75/hr.	5/16/09
Childs II, Jimmy	Pttime.	\$6.55/hr.	5/26/09
Larm, Amanda	Pttime.	\$6.55/hr.	5/26/09
Cotham, Pamela	Title, Location chg. & Sal. Adj.	\$9.50/hr.	5/9/09
McLeod, Aislinn	Title Chg. & Sal. Adj.	\$8.50/hr.	5/16/09
Stewart, Carissa A.	Pttime.	\$7.50/hr.	5/16/09

(Clerk's Misc. File No. 214717)

Social Services

Banks, Tina J.	Trnsfr. to JBDC		
	Probab. Hire	\$2,030.60	5/16/09
Moore, Odetta M.	Resign.		5/5/09

(Clerk's Misc. File No. 214718)

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Keith, seconded by Perry, to accept and file the following Juvenile Bureau

Documents:

Personnel Actions:

A. Name	B. Action	C. Salary	D. Eff. Date
Johnson, Cardell	3% Incr. for Degree	\$10.97/hr.	5/16/09
Gabel, Michael	Promo.	\$2,651.00	5/8/09
Schooley, Ryan	Rehire Pttime. Appt.		5/19/09
Banks, Tina	Trnsfr to Soc. Svs.		5/15/09
Wilson, Clayton	Demot.	\$2,637.00	5/18/09

(Clerk's Misc. File No. 214724)

Travel/Training:

Kevin Pykiet, David Ragsdale, Davie Jindra, Evelyn Shoals, Clint Womeldorff & Theo Hawkins to "Professionalizing Youth Work" Conference, 6/4/09 at the OU Schusterman Center; cost not to exceed \$150.00. (Clerk's Misc. File No. 214725)

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Keith, seconded by Perry, to accept and file the following CC Health

Documents:

Agreements:

1. Cole, Hargrave, Snodgrass & Associates, for countywide telephone survey, report and presentation, from 5/1/09-5/30/10; cost of \$9,300.00. (Clerk's Misc. File No. 214726)

2. Eastland Partners, LLC, to lease space to store and for staging center for emergency response materials, supplies, and equipment, from 6/1/09-6/30/09; cost of \$2,200.00/monthly. (Clerk's Misc. File No. 214727)

Personnel Actions:

A. Name	B. Action	C. Salary	D. Eff. Date
Cellino, Anthony (Clerk's Misc. File No. 214728)	Temp./Hrly.	\$50/hr.	5/7/09

Travel/Training:

a) Nancy Nelson to "NCAST Feeding Training" in Enid, OK on 5/26/09; cost not to exceed \$135. b) Nancy Nelson to "NCAST Training" in Enid, OK on 5/31-6/2; cost not to exceed \$312. c) 10 Employees to "WIC Breastfeeding Symposium" in Norman, OK on 6/4-5/09; cost not to exceed \$1,984. d) Dave Cox to "2009 National UASI Conference & MMRS National Meeting" in Charlotte, NC on 6/8-12/09; cost not to exceed \$245. e) Connie Lowe to "Quarterly District Nurse Meeting" in OKC, OK on 6/10-11/09; cost not to exceed \$271.50. f) Tanya Whittaker to "CPR Training" in Tulsa, OK on 6/18/09; cost not to exceed \$35. g) Tish Dehart to "OUHSC PCIT Training" in OKC, OK on 6/18-19/09; cost not to exceed \$281.20. h) Dave Cox to "NACCHO Annual 2009 Conference" in Orlando, FL on 7/28-8/1/09; cost not to exceed \$1,813.20. i) *Alicia Plati to take following courses; "Management and Organizational Theory" and "Quantitative Methods in Business", Summer 2009, at OSU; cost not to exceed \$696.82 (Clerk's Misc. File No. 214729)

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Perry, seconded by Keith, to cancel and disallow the following Purchase

Order:

PO#	Vendor	Warrant #	Amount	Clerk's Misc. File #
#915633	Wal-Mart Super Center	#382348	\$129.96	214731

Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Perry, seconded by Keith, to approve and authorize execution by the Commission, the claims, (payments for bills to be paid from 5/14-20/09), that are in order as required by Title 19 O.S. §1505 D 11 providing all claims involving wages and/or salaries be subject to state and federal withholding tax, retirement fund and social security deductions. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Moved by Keith, seconded by Perry, to approve and authorize execution by the Commission, Blanket Purchase Orders and Emergency Purchase Orders submitted from 5/18-22/09. Upon roll call, Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Requests for Executive Sessions from the District Attorney, as follow:

1. Requested by David Iski, 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 possible official action regarding a claim, disclosure of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest, to wit: for the purpose of discussing: City of Tulsa v. Board of County Commissioners, et al., Tulsa County Case No. CJ-2008-8659.
2. Requested by David Iski, 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 possible official action regarding a pending investigation, claim, or action if, disclosure of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest, to wit: for the purpose of discussing: Harvey v. Glanz et al., Northern District of Oklahoma 09-CV-118 TCK TLW.

Moved by Perry, seconded by Keith, to go into Executive Sessions. Upon roll call,

Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Executive Sessions commenced at 9:43 a.m.

Moved by Perry, seconded by Keith, that Executive Sessions end. Upon roll call,

Perry, yes; Keith, yes; Smaligo, yes. Motion carried.

Executive Sessions ended at 10:02 a.m.

The regular meeting reconvened at 10:03 a.m.

No action was taken on Executive Sessions.

Moved by Smaligo, seconded by Perry, that this meeting be adjourned. Upon roll call,

Perry, yes; Keith, yes; Smaligo, yes. Motion carried.