

(Agenda of meeting was posted in the central and outside lobby of the Ray Jordan
Tulsa County Administration Building on June 1, 2017 at 3:19 p.m.)

MINUTES
Monday, June 5, 2017

The Board of County Commissioners for Tulsa County met at the hour of 9:30 a.m.
with the following members present: Ron Peters, Chairman; John Smaligo, Member,
represented by Terry Tallent; Karen Keith, Member, represented by Chief Deputy John
Fothergill; and Michael Willis, Tulsa County Clerk.

Commissioner Peters, Chairman, called the meeting to order at 9:30 a.m. and the
following business was transacted:

Terry Tallent led the Pledge of Allegiance.

Chairman advised the announcements and County Events and Status updates were
open for comment and discussion. The departments with information gave a report.

Moved by Fothergill, seconded by Tallent, to approve the minutes of the Board of
County Commissioners Meeting of May 30, 2017. Upon roll call, Fothergill, yes; Tallent,
yes; Peters, yes. Motion carried.

Moved by Tallent, seconded by Fothergill, to approve the following Annual Inventory
Certifications for FY 2016-2017:

1. Juvenile Bureau (Clerk's Misc. File No. 241464)
2. Treasurer (Clerk's Misc. File No. 241465)

Upon roll call, Fothergill, yes; Tallent, yes; Peters, 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 bids for Tulsa County Courthouse 3rd Floor Roof Replacement Project
and the Tulsa County Carpenter Shop Roof Replacement Project were received and
opened. The bidders being three (3) in number are as follows:

- | | | |
|---|---------------------------------------|---------------------------------|
| 1. Oklahoma Roofing & Sheet
Metal, LLC | by item | (Clerk's Misc. File No. 241466) |
| 2. RainTech Roofing | bid rejected | |
| | Affidavit Not
Properly
Executed | (Clerk's Misc. File No. 241467) |
| 3. Southeast Tulsa Construction,
Inc. | by item | (Clerk's Misc. File No. 241468) |

Moved by Fothergill, seconded by Tallent, to refer the bids to the Board of County Commissioners and Purchasing for analysis, report and recommendation on June 13, 2017. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Sealed bids for Swat Team Tactical Armor were received and opened. The bidders being two (2) in number are as follows:

- | | | |
|-----------------------------------|--|---------------------------------|
| 1. Baysingers Uniform & Equipment | bid rejected
No Original
Affidavit | (Clerk's Misc. File No. 241469) |
| 2. Special Ops Uniforms - Tulsa | by item | (Clerk's Misc. File No. 241470) |

Moved by Fothergill, seconded by Tallent, to refer the bids to the Sheriff and Purchasing for analysis, report and recommendation on June 13, 2017. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Tallent, seconded by Fothergill, to approve the following Bid/Proposal/Qualification Awards:

- 1. Board of County Commissioners - Benefit Consultant/Broker Services for Tulsa County - Deferred
- 2. Board of County Commissioners - Tulsa County Family Justice Center Site Demolition - to DT Specialized Services in the total amount of \$454,988, the lowest and best bid received. Ark Wrecking was slightly lower at \$449,000 when their Alt. No. 1 (Alternative Date) is considered, however, this would put the completion date of the work to 8/31/17. This is 34 days later than the bid from DT Specialized Services, with a completion date of 7/28/17. The 7/28/17 completion date is necessary to obtain geotechnical exploration and surveying for design (Clerk's Misc. File No. 241471)
- 3. Engineers - Professional Engineering Services for the Construction of Vision 2025 Tulsa Roadway and Bridge Projects - Deferred
- 4. Sheriff - Inmate Uniforms, Linens and Bedding - Deferred
- 5. TC Departments - Rental of Uniforms, Shop Towels, and Misc. Items - Deferred

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to approve the Addendums #1 from Purchasing to change the opening date from 6/12/17 at 9:30 a.m. to 6/13/17 at 8:30 a.m. for the following Requests to Advertise for Bids:

- 1. Board of County Commissioners - Reproduction Services of Construction Documents (Clerk's Misc. File No. 241472)
- 2. Parks - Agricultural Supplies (Clerk's Misc. File No. 241473)
- 3. TC Departments - Armored Car Service (Clerk's Misc. File No. 241474)

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Tallent, seconded by Fothergill, to approve Amendment #3 from Purchasing, to the agreement with Final Touch Cleaning, Inc. for janitorial services, CMF #238381, to exclude the Tulsa County Election Board from utilizing the janitorial services

from Final Touch Cleaning, Inc. An Election Board employee will be responsible for cleaning services for the building. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried. (Clerk's Misc. File No. 241475)

Moved by Fothergill, seconded by Tallent, to defer Zoning Application CZ-450 from Tulsa Area Metropolitan Planning Commission to 6/19/17 at the request of the applicant, JR Donelson. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to defer the Zoning Resolution from Tulsa Area Metropolitan Planning Commission, CZ-457. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to approve the gasoline and diesel fuel quotes for the week ending 6/13/17. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried. (Clerk's Misc. File No. 241476)

Moved by Tallent, seconded by Fothergill, to approve and authorize execution by the Chairman, the Memorandum of Understanding from the Sheriff with Domestic Violence Intervention Services (DVIS), for operations for services to victims of domestic violence and sexual violence in Tulsa County for FY 2017-2018. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried. (Clerk's Misc. File No. 241477)

Moved by Fothergill, seconded by Tallent, to approve and authorize execution by the Chairman, the request for approval from the Juvenile Bureau, for Retirement Incentive Plan for Frances Burns, retiring 7/31/17. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried. (Clerk's Misc. File No. 241478)

Moved by Tallent, seconded by Fothergill, to approve and authorize execution by the Chairman, an amended and restated resolution levying and imposing a Use Tax in Tulsa County on the storage, use or other consumption of tangible personal property used, stored or consumed within Tulsa County. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried. (Clerk's Misc. File No. 241479)

Moved by Tallent, seconded by Fothergill, to approve and authorize execution, as needed, the following agreements:

1. Assessor - Thomson Reuters - for subscription to Government Select on WestlawNext™ for FY 2017-2018; cost of \$561.13/mo. (Clerk's Misc. File No. 241481)
2. Board of County Commissioners - Riggs, Abney, Neal, Turpen, Orbison and Lewis - for representation in appealing jury verdict entered in the case of *Estate of*

Williams v. Glanz, et al, Case No. 11-cv-720, United States District Court for the Northern District of Oklahoma, to the Tenth Circuit Court of Appeals; rate of \$200 per hour (Clerk's Misc. File No. 241482)

3. Board of County Commissioners - Tulsa Area Emergency Management Agency - for vehicle maintenance, renewal of CMF #238093 for FY 2017-2018 (Clerk's Misc. File No. 241483)
4. Juvenile Bureau - Claremore Police Department - for police officer contact with Tulsa County Juvenile Offenders and to monetarily support the continued operation of the Tulsa Area Community Intervention Center (TACIC) (Clerk's Misc. File No. 241484)
5. Juvenile Bureau - Winfield S. Sealander & Evans H. Sealander - for lease of portion of the building at the Northpoint Shopping Center, located at 205 E. Pine Street, Suite 13, Tulsa, OK, 74106 for FY 2017-2018; cost of \$109,359.24 per year (Clerk's Misc. File No. 241485)
6. Parks - Bank of Oklahoma - for bond payment, renewal of CMF #238416 for FY 2017-2018 (Clerk's Misc. File No. 241486)
7. Parks - Bank of Oklahoma (TransFund) - for credit card processing, renewal of CMF #238417 for FY 2017-2018 (Clerk's Misc. File No. 241487)
8. Parks - Cox Communications - for cable services for LaFortune Park, renewal of CMF #238313 for FY 2017-2018 (Clerk's Misc. File No. 241488)
9. Parks - Cox Communications - for cable services for Southlakes, renewal of CMF #238314 for FY 2017-2018 (Clerk's Misc. File No. 241489)
10. Parks - Cox Communications - for cable services for South County Glenpool Recreation Center, renewal of CMF #238315 for FY 2017-2018 (Clerk's Misc. File No. 241490)
11. Parks - Fleet Analytics - for GPS Tracking, renewal of CMF #238418 for FY 2017-2018 (Clerk's Misc. File No. 241491)
12. Parks - York Electronic Systems - for fire alarm monitoring, renewal of CMF #238421 for FY 2017-2018 (Clerk's Misc. File No. 241492)
13. Sheriff - BOKF, NA, d/b/a Bank of Oklahoma, 2011 USSA, LP - for real estate purchase, renewal of CMF #238214 for FY 2017-2018 (Clerk's Misc. File No. 241493)
14. Sheriff - Cheryl A. Kilpatrick, Ph.D., Inc. - for consulting services, renewal of CMF #238441 for FY 2017-2018 (Clerk's Misc. File No. 241496)
15. Sheriff - Cox Business - for internet services, renewal of CMF #238215 for FY 2017-2018 (Clerk's Misc. File No. 241494)
16. Sheriff - Cox Business - for internet services, renewal of CMF #238216 for FY 2017-2018 (Clerk's Misc. File No. 241495)
17. Sheriff - Correct Solutions, LLC - for telecommunications equipment and services, renewal of CMF #237971 for FY 2017-2018 (Clerk's Misc. File No. 241497)
18. Sheriff - Intellitech Corporation - for jail management system software, renewal of CMF #240758 (Clerk's Misc. File No. 241498)
19. Sheriff - Lucky 8 TV, LLC - for access to Tulsa County Sheriff's Office for filming and recording of television series, "The Unit" (Clerk's Misc. File No. 241499)

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to approve the following Requests to

Advertise for Bids:

1. Building Operations - Emergency Generator Repair (Clerk's Misc. File No. 241500)
2. CC Health - Compressed Gases and Medical Gases (Clerk's Misc. File No. 241501)
3. Election Board - Truck Rental (Clerk's Misc. File No. 241502)
4. TC Central Garage - Automotive Body Repair (Clerk's Misc. File No. 241503)
5. TC Central Garage - Tires, Tubes, Balancing, Alignment Service and Repair (Clerk's Misc. File No. 241504)
6. TC Departments - Fire Protection Equipment, Maintenance and Repair (Clerk's Misc. File No. 241505)

Bids #1 & #3-#6 to be received by 4:00 p.m. on 6/23/17 & to open 6/26/17 at 9:30 a.m.

Bid #2 to be received by 4:00 p.m. on 6/16/17 & to open 6/19/17 at 9:30 a.m.

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Tallent, seconded by Fothergill, to approve and authorize execution by the Chairman, the following inventory resolutions:

1. Building Operations - junked; Cordless Tool Combo Kit-Dewalt 18V #283, SN 283149, purch. 6/29/99 for \$569; Mustang 20" Floor Machine, SN 23020612, purch. 6/23/97 for \$775; Kitchenaid 18" Ice Maker Model KUI, SN KS20201908, purch. 1/30/12 for \$1,529 (Clerk's Misc. File No. 241506)
2. Building Operations - retired; Miliken Carpet Tiles (115 YDS), Asset No. 11049, purch. 3/15/10 for \$3,705; Compressor Part #COM8288, SN 10133L3J2A, purch. 4/13/11 for \$1,724.77; Furnish and Replace Existing Water, Asset 11830, purch. 1/18/11 for \$1,598; Clean Partial Roof, Install Cricket, Asset No. 11864, purch. 4/7/11 for \$3,492; Condenser 5T 3PH 460V, SN S1611F10406, purch. 12/13/11 for \$1,304.22; 3 Phase 10HP 208 230/480 Motor Part, SN S097499750-004M0004, purch. 5/14/12 for \$751.60; Magic Air Fan Coil Unit w/Chill Water, SN W131167104, purch. 11/15/13 for \$1,640 (Clerk's Misc. File No. 241507)
3. Highways - junked; Rhino Rotary Mower, SN 18217, purch. 6/11/97 for \$1,621.75; Rhino 6 Foot Brush Hog Mower, SN 27732, purch. 10/3/03 for \$1,775; 2-John Deere 6 FT. Rotary Cutter Brush Hog, SN W00MX6X015492, W00MX6X015785 purch. 6/22/04 for \$1,713.10 ea.; Spectra Base Station C7, SN 581AUL1150, purch. 9/9/94 for \$3,199; MTS 2000 Model 1 Portable Radio, SN 432AUQ0401, purch. 9/9/94 for \$1,756; Motorola Mobile Radio, SN 466AUU2027, purch. 10/7/94 for \$3,250 (Clerk's Misc. File No. 241508)

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to approve and authorize execution by the Chairman, the following Sole Sources:

1. Parks - Aquasol Controllers, Inc. - for Aquasol Chemical controllers, components, chemical feed pumps and chemical feed systems (Clerk's Misc. File No. 241509)
2. Parks - VanWall Equipment, Inc. - for Progressive Mowers and equipment and parts (Clerk's Misc. File No. 241510)
3. Sheriff - Hitz, Inc. d/b/a GBA Solutions - for Armstrong Steam and Condensate products including trap parts (Clerk's Misc. File No. 241511)

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Tallent, seconded by Fothergill, to approve the following Travel/Training requests:

1. IT - Brittany Kaiser to take two training classes online hosted by New Horizons, Querying Microsoft SQL Server and Developing Microsoft SQL Server Databases in 6/2017; cost of \$2,495 per class, total of \$4,990 (Clerk's Misc. File No. 241512)
2. OSU Extension - Brian Jarvis attended meeting with Career Tech on 5/19/17 in Muskogee, OK; cost of \$70.69 (Clerk's Misc. File No. 241513)
3. OSU Extension - Brian Jarvis attended MG Tour on 5/16/17 at Tall Grass Prairie Reserve, OK; cost of \$73.88 (Clerk's Misc. File No. 241514)
4. Parks - for various Park Summer Camp participants and staff - LaFortune Day Camp to Woolaroc on 6/14/17 and Muskogee Water Park on 8/16/17; Chandler Park Day Camp to Woolaroc on 6/7/17 and Muskogee Water Park on 8/2/17; Bixby and South County Day Camps to Woolaroc on 6/14/17, Tulsa Botanic Gardens on 6/21/17, and Muskogee Water Park on 8/16/17; and O'Brien Day

Camp to Woolaroc on 7/20/17. Transportation will be provided by county vehicles (Park Division 15 passenger vans) and/or use of Bixby Public School bus (Clerk's Misc. File No. 241515)

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to approve the following Personnel Actions:

A. Name	B. Action	C. Salary	D. Eff. Date
<u>Administrative Services</u>			
Peak, Emma Kathren (Clerk's Misc. File No. 241516)	Seasonal Appointment	\$9.57/hr.	6/1/17
<u>Highways</u>			
Butler, Alan Lee (Clerk's Misc. File No. 241517)	End FMLA w/pay	\$2,720.44	5/24/17
<u>IT</u>			
Phegley, Larry	End of Intermittent FMLA		6/30/17
Phegley, Larry (Clerk's Misc. File No. 241518)	Retirement		6/30/17
<u>Parks</u>			
Kerr, Cynthia	Pay Increase	\$8.25/hr.	5/27/17
Lahmeyer, Jewelia	Temporary	\$8.50/hr.	5/26/17
Turner, Jesse	Promotion/Change Org. to 10002575-505020	\$1,833.60	6/1/17
Cloud, Brian	No Show		5/25/17
Tagaloni, Jeremy (Clerk's Misc. File No. 241519)	Resignation		5/29/17

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Tallent, seconded by Fothergill, to accept and file the following Juvenile

Bureau Personnel Actions:

A. Name	B. Action	C. Salary	D. Eff. Date
Simpson, Brenda (Clerk's Misc. File No. 241521)	Provisionary Appt.	\$2,130.60	5/16/17

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to accept and file the following CC Health

documents:

Personnel Actions:

A. Name	B. Action	C. Salary	D. Eff. Date
Baker, Jessica	Salary Adj./End of Probation (2% incr.)	\$3,825.00	6/1/17
Dakil, Shelly	Salary Adj./End of Probation (2% incr.)	\$3,811.67	6/1/17
Okeyo, Tania	Salary Adj./PDIP #2	\$3,014.63	6/1/17
Parks, Megan	Salary Adj./PDIP #1 (2% incr.)	\$3,407.19	6/1/17
Barnett, Ashley	Salary Adj./PDIP #1 (2% incr.)	\$3,180.97	6/1/17
Mankins, Alisa	Retirement		6/30/17
Sellers, David	Retirement		6/30/17
Leon, Annette	Retirement		6/30/17

(Clerk’s Misc. File No. 241522)

Travel/Training:

a) Clara Acosta de Willis to Ethics and Legal Aspects of Clinical Supervision on 6/8/17 in Tulsa, OK; cost of 35 b) Bessy Valera to Lactation Management Course from 6/11-16/17 in Norman, OK; cost of \$862.38 c) Lacy Leah Wycoff, Terri Lee, Amanda Kerstetter, and Saadiya Mahmood to Action Based Learning (ABL) & Kinesthetic Classroom Training from 6/12-14/17 in OKC, OK; cost of \$3,177.68 d) Jim Gilmore to Juniper (IJOS) LIVE remote class from 6/19-21/17; cost of \$1,796.25 e) Amanda Dixon and Felix Akon Ngouan to OSDH Plan Review Training from 7/10-11/17 in Moore, OK; cost of \$361 f) Jim Gilmore to Juniper (JEX) LIVE remote class from 7/12-13/17; cost of 1,196.25 g) Bruce Dart and Reggie Ivey to OPHA from 9/27-28/17 in Tulsa, OK; cost of \$190 (Clerk’s Misc. File No. 241523)

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Tallent, seconded by Fothergill, to cancel and disallow the following

Purchase Order:

PO#	Vendor	Warrant #	Amount	Clerk's Misc. File #
1720371	Oklahoma Turnpike Authority	513555	\$554.02	241524

Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to approve and authorize execution by the Commission, the claims, (payments for bills to be paid from 5/22-26/17) 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, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to approve and authorize execution by the Commission, Blanket Purchase Orders and Emergency Purchase Orders submitted from 5/30-6/2/17. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Executive Session #1 from the District Attorney, requested by Douglas Wilson, Pursuant to 25 O.S. § 307(B)(4), I am requesting on behalf of Mr. Wood that this matter be discussed in Executive Session between the Board and its attorney, the firm of Wood, Puhl & Wood, P.L.L.C., for the purpose of confidential communications concerning possible official action regarding a pending lawsuit, to-wit: *Burke v. Board of County Commissioners of Tulsa County and Vic Regalado*, Case No. CJ-2016-4031, pending in the District Court of Tulsa County, State 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.

Executive Session #2 from District Attorney, requested by Douglas Wilson, Pursuant to 25 O.S. § 307(B)(4), I am requesting on behalf of Mr. Wood that this matter be discussed in Executive Session between the Board and its attorney, the firm of Wood, Puhl & Wood, P.L.L.C., for the purpose of confidential communications concerning possible official action regarding a pending lawsuit, to-wit: *Williams v. Miller*, Case No. 15-CV-0028-JED-FHM, pending in the U.S. 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.

Executive Session #3 from District Attorney, requested by Nolan M. Fields IV, Pursuant to Title 25 O.S. § 307(B)(4) for the purpose of confidential communications between the Board and its attorney concerning possible official action regarding a claim against Miguel Bickell-Robinson, disclosure of the details of which its attorney advises would seriously impair the ability of the Board to proceed in the public interest

Moved by Fothergill, seconded by Tallent, to go into Executive Session. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Executive Session commenced at 9:47 a.m.

Moved by Fothergill, seconded by Tallent, for the regular meeting to reconvene at 9:58 a.m. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.

Moved by Fothergill, seconded by Tallent, to give Mr. Scott Wood settlement authority up to limit discussed in Executive Session, to-wit: *Burke v. Board of County Commissioners of Tulsa County and Vic Regalado*, Case No. CJ-2016-4031, pending in the District Court of Tulsa County, State of Oklahoma. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried. (Clerk's Misc. File No. 241525)

Moved by Fothergill, seconded by Tallent, to give Mr. Scott Wood settlement authority up to limit discussed in Executive Session, to-wit: *Williams v. Miller*, Case No. 15-CV-0028-JED-FHM, pending in the U.S. District Court for the Northern District of Oklahoma. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried. (Clerk's Misc. File No. 241526)

Moved by Fothergill, seconded by Tallent, to give District Attorney authority to pursue all recovery actions as discussed in Executive Session, to-wit: claim against

Miguel Bickell-Robinson. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried. (Clerk's Misc. File No. 241527)

Moved by Fothergill, seconded by Tallent, that this meeting be adjourned. Upon roll call, Fothergill, yes; Tallent, yes; Peters, yes. Motion carried.