

OKLAHOMA COUNTY

*Oklahoma County Office Building
320 Robert S Kerr Ave,
Oklahoma City, OK 73102*



Board of County Commissioners Meeting Minutes

Monday, November 6, 2023

9:00 AM

*Brian Maughan - Chairman
Carrie Blumert - Vice-Chair
Myles Davidson - Member*

YouTube: https://www.youtube.com/channel/UCz_5jEcI6kV8f6Y71exwfJA

***Recorded in the
Oklahoma County Clerk's Office***

Call to Order

Roll Call

Present: 3 - County Commissioner Brian Maughan, County Commissioner Carrie Blumert, and County Commissioner Myles Davidson

Notice of the meeting was posted on November 3, 2023.

For purposes of this agenda “Action” means any of the following: amending, approving, approving as amended, deferring, denying, giving instructions to staff, making a recommendation to another public body, receiving documents or presentations, referring to committee, reconsidering, re-opening, returning, or striking the item.

Prayer and Pledge of Allegiance was led by Rev Michael McDaniel.

Approval of Minutes

1. Discussion and possible action regarding the minutes of the meeting held on October 25th, October 27th and November 1st, 2023 prepared by the County Clerk as authorized by statute (19 O.S. §243, 244, and 445) subject to additions or corrections by the Board of County Commissioners.

Blumert moved, Davidson seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

Recurring Agenda Items:

2. Discussion and possible action regarding all claims, list is attached and available for inspection in the office of the County Clerk, Room 201.

Blumert moved, Davidson seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

3. Discussion and possible action regarding Resolution No. 2023-4613 for Blanket Purchase Orders as submitted by each department, list available for inspection in the office of the County Clerk, Room 201.

Blumert moved, Davidson seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

Consent Agenda

Items on the consent agenda are routine in nature and approved with a single vote. However, any item on the consent agenda is subject to individual consideration at the request of a member of the body.

The following items are Consent Items and are routine in nature:

Blumert moved, Davidson seconded, to approve the Consent Agenda with the exception of item 13. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

4. Discussion and possible action regarding Workers' Compensation claim payments from Consolidated Benefits Resources in the amount of \$677.49 for the period of 10/24/2023. Item requested by Karen Kint, Director of HR & Safety.
5. Discussion and possible action regarding Workers' Compensation claim payments from Consolidated Benefits Resources in the amount of \$1,792.95 for the period of 10/31/2023. Item requested by Karen Kint, Director of HR & Safety.
6. Election Board Monthly Report. Sept 2023
7. Monthly Report of Fees for October 2023 for the Oklahoma County Juvenile Bureau
8. Discussion and possible action regarding Tin Horn Installation in District 1 for W. Williams. This item is in compliance with Resolution No. 2020-5733. Requested by Stacey Trumbo, PE, County Engineer.
9. Discussion and possible action regarding Resolution No. 2023-4564, disposing of equipment from the inventory of Oklahoma County District #2. These items have been sold at auction and with the requested approval will be removed from inventory in accordance with the provisions set forth in Title 19 Section 421. Requested by Amber Harris, County Clerk's Office

One (1) 1988 Ford LT9000 Truck, c/n DB302-00238, s/n 1FTYU90X3JVA27349, acquired 03/30/1988 from Sooner State Ford Truck Sales, 2500 W. Reno, Oklahoma City, OK 73147 for \$45,414.00; Sold 09/26/2023 by Purple Wave Auction to Brad Yoder, Park Hills, MO for \$8,400.00

One (1) 1985 Ford Tank Pumper, c/n DB302-00262, s/n 1FDXK74N3FVA32343, acquired 08/16/2001 from a vendor not on record for \$5,300.00; Ryan Longton, Wilson, OK for \$5,100.00

One (1) 2004 Mack Dump Truck, c/n DB302-00271, s/n 1M2AG11Y64M009743, acquired 08/21/2003 from Bruckner Truck Sales, 3824 W. Reno, Oklahoma City, OK 73147 for \$77,890.00; Chase Usrey, Avery, TX for \$37,000.00

One (1) 2004 Mack Dump Truck, c/n DB302-00272, s/n 1M2AG11Y84M009744, acquired 08/21/2003 from Bruckner Truck Sales, 3824 W. Reno, Oklahoma City, OK 73147 for \$77,890.00; Lyle Sorum, Lanesboro, MN for \$35,000.00

One (1) 2007 Sterling LT8500 Dump Truck, c/n DB302-00276, s/n 2FZHAWDCX7AX36047, acquired 12/11/2006 from Joe Cooper Truck Center, 2500 W. Reno, Oklahoma City, OK for \$78,487.00; Steve Osborn, Newcastle, OK for \$36,000.00

One (1) 2007 Sterling LT8500 Dump Truck, c/n DB302-00277, s/n 2FZHAWDC37AX36052, acquired 12/11/2006 from Joe Cooper Truck Center, 2500 W. Reno, Oklahoma City, OK for \$78,487.00; Marcus or Angela Crawford, Olathe, KS for \$31,000.00

One (1) Case Crawler/Dozer, c/n DB323-00205, s/n JAK0013985, acquired 09/21/1990 from OCT, 7100 SW 3rd St., Oklahoma City, OK 73128 for \$43,175.00; Jason Fly, Tecumseh, OK for \$13,000.00

One (1) Case Crawler/Dozer, c/n DB323-00206, s/n JJG0256753, acquired 07/28/1999 from OCT, 7100 SW 3rd St., Oklahoma City, OK 73128 for \$54,940.00; Jon Hardison, Freeport, TX for \$21,500.00

One (1) Henderson Salt/Sand Spreader, c/n DB325-00211, s/n WSH24691, acquired

04/21/2006 from Frontier Equipment, PO Box 850114, Yukon, OK 73085 for \$15,796.00; Sold 09/26/2023 by Purple Wave Auction to Richard Johnson, Mt. Airy, MD for \$550.00

One (1) Henderson Salt/Sand Spreader, c/n DB325-00212, s/n WSH24690, acquired 04/21/2006 from Frontier Equipment, PO Box 850114, Yukon, OK 73085 for \$15,796.00; Sold 09/26/2023 by Purple Wave Auction to Richard Johnson, Mt. Airy, MD for \$750.00

One (1) Snoway Salt Spreader, c/n DB325-00213, s/n 8SSPT11H100185, acquired 02/08/2007 from Frontier Equipment, PO Box 850114, Yukon, OK 73085 for \$6,076.25; Sherry Sams, Kellyville, OK for \$275.00

One (1) 2013 SS Salt Dogg Spreader, c/n DB325-00216, s/n 00499, acquired 11/21/2013 from Southwest Trailers & Equipment, 10400 W. Reno, Oklahoma City, OK 733127 for \$6,141.90; Cameron Whitworth, for \$425.00

One (1) Broce Broom, c/n DB339-00203, s/n 88990, acquired 08/31/1998 from Kirby Smith, 6715 W. Reno, Oklahoma City, OK 73127 for \$24,870.00; Jay Chilton, Oklahoma City, OK for \$160.00

One (1) JET Metal Bandsaw, c/n DB425-00235, acquired 10/29/2010 from Steve's Wholesale, 7010 SE 15th St., Midwest City, OK 73110 for \$912.80; Sold 09/26/2023 by Purple Wave Auction to Steven Strong, Choctaw, OK for \$525.00

One (1) Vermeer Brush Chipper, c/n DB427-00201, s/n 1VRC14130V1006229, acquired 12/09/1998 from Vermeer, 6710 S. Eastern, Oklahoma City, OK for \$22,995.00; Sold 09/26/2023 by Purple Wave Auction to Jeremy Schutte, Ottumwa, IA for \$8,700.00

One (1) COATS Truck Tire Balancer, c/n DB438-00214, s/n CMB0902064, acquired 05/14/2009 from Myers Tire Supply, 4325-H NW 4th, Oklahoma City, OK 73107 for \$6,150.94; Jay Patton, Wellston, OK for \$275.00

One (1) Bobcat 60" Forestry Cutter, c/n DB444-00216, s/n ATV100497, acquired 02/09/2015 from a vendor not on record for \$28,387.68; Sold 09/26/2023 by Purple Wave Auction to Joshua Dorrell, Claremore, OK for \$5,700.00

One (1) Reznor Waste Oil Heater, c/n DB630-00204, s/n AVF350A00543, acquired 06/22/1998 from Spaeth, Inc., 2423 N. Oklahoma Ave., Oklahoma City, OK 73105 for \$5,040.00; Mark Blakemore, Ft. Lupton, CO for \$1,050.00

One (1) Reznor Waste Oil Heater, c/n DB630-00205, s/n AVF350A00544, acquired 06/22/1998 from Spaeth, Inc., 2423 N. Oklahoma Ave., Oklahoma City, OK 73105 for \$5,040.00; Sold 09/26/2023 by Purple Wave Auction to Mark Blakemore, Ft. Lupton, CO for \$925.00

10. Cancelled check #113003442 in the amount of 96.82 issued to John Q Hammons RVOC TR 12281989 Hammons of Norman DBA Embassy Suits- Norman dated 10-2-23. Do not reissue.
11. Cancel check #101026768 in the amount of \$50.00 issued to Oklahoma Department of Labor dated 9-20-23. Reissue on 11-6-23.
12. Cancel check # 101026990 in the amount of \$50.00 issued to Oklahoma Department of Labor dated 10-25-23. Reissue on 11-6-23.
13. Discussion and possible action regarding a temporary transfer of cash in the amount of \$5M from the Jail Bonds 2023 Fund (2034) to the General Fund. This is a cash transfer only and will not affect encumbrances. The transfer is necessary to cover payroll and weekly claims and will be repaid mid-January 2024. Temporary transfers

are allowed by 68 O.S., Section 3021, Requested by Forrest "Butch" Freeman, Oklahoma County Treasurer.

Blumert moved, Davidson seconded, to strike. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

- 14.** Discussion and possible action regarding Transcript of Proceedings from the County Treasurer on the sale of county property, acquired at RE-SALE, described as follows:

RANDALL PLUTO 13-486-1000: UNPLTD PT SEC 14 13N 3W; PT NE4 SEC 14 13N

3W BEG NW/C LT 1 BLK 9 FOX HOLLOW REPLAT
TH W10FT S180FT E70FT N60FT W60FT TO SW/C
SD LT 1 N120FT TO BEG

RANDALL PLUTO 19-463-6095: UNPLTD PT SEC 17 11N 1E; PT SW4 SEC 17 11N 1E

BEING THAT PT LYING ADJACENT TO LOT 21
STEVENS ACRES FROM N LINE OF LT 21 N TO
CENTERLINE OF MAIN TRACK (NOW TAKEN UP) OF
THE AT&SF R/R CONT .22ACRS MORE OR LESS

RANDALL PLUTO AND ANGEL 19-791-1038: MORAN ACRES REPLAT ADDITION;
S95FT OF W50FT
SLEIGERS OF LOT 1; BLOCK 001

Authorize Chairman to execute County Re-Sale deeds conveying the above described real estate transactions. Requested by Forrest "Butch" Freeman, County Treasurer.

- 15.** Litigation:

Case No. 523-CV-00276-HE
Case No. 523-CV-00276-HE Duplicate
Case No. 2023-12607 SAH Bankruptcy
Case No. CJ-2023-5744 Dismissal Without Prejudice
Case No. CJ-2023-6072 Entry of Appearance
Case No. CJ-2023-6101 Summons
Case No. PB-2023-169 Motion to Compel Production of Documents
Case No. CJ-2023-6022 Summons
Case No. CJ-2023-6022 Summons Duplicate
Case No. 23-12607-SAH Notice of Hearing
Case No. 23-12607-SAH Bankruptcy
Case No. 23-12607-SAH Notice of Hearing Duplicate
Case No. 23-12607-SAH Certificate of Mailing
Case No. TC-2023-025 Tort Claim

- 16.** Discussion and possible action regarding Employee Benefit Warrant No. 848570 through 849248 for Oklahoma County in the amount of \$509,066.47 pending notification of encumbrance to Megan Tejeda, Oklahoma County Treasurer's Office.

17. Discussion and Possible action regarding Employee Benefit (AffirmedRX) Inv#1132 for Oklahoma County in the amount of \$250,000.00 pending notification of encumbrance to Jackie Wilson, Oklahoma County Treasurer's Office.
18. Discussion and Possible action regarding Employee Benefit (AffirmedRX) Inv#1133 for Oklahoma County in the amount \$218,709.18 pending notification of encumbrance to Jackie Wilson, Oklahoma County Treasurer's Office.
19. Discussion and Possible action regarding Employee Benefit (AffirmedRX) Inv#1134 for Oklahoma County in the amount of \$17,388.00 pending notification of encumbrance to Jackie Wilson, Oklahoma County Treasurer's Office.
20. Discussion and possible action regarding Employee Benefit Warrant No. 849249 through 849916 for Oklahoma County in the amount of \$493,428.32 pending notification of encumbrance to Megan Tejeda, Oklahoma County Treasurer's Office.

End of Consent Docket

Departmental Items

District No. 1

21. Discussion and possible action regarding a lease agreement on a Kyocera TASKalfa 5054ci, AK-7110, DF-7120, DP-7160, Fax System 12, PF-7140, PH-7A, UG-37- Speed License Upgrade to 50PPM -2-, 15 AMP Line Filter for District 1 downtown office to cover contract performance period November 1, 2023 thru June 30, 2024. Requisition #12402940 & #12402939 have been issued to R.K. Black, Inc. in the total amount of \$1,588.00, action to also include canceling the previously approved contract of September 13, 2023. Requested by Carrie Blumert, Commissioner, District No. 1 and approved as to form and legality by Aaron Etherington, Assistant District Attorney.

Blumert moved, Davidson seconded, to approve items 21-22. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

22. Discussion and possible action regarding a lease agreement on a Kyocera TASKalfa 5054ci, AK-7110, DF-7120, DP-7160, Fax System 12, PF-7140, PH-7A, UG-37- Speed License Upgrade to 50PPM -2-, 15 AMP Line Filter for District 1 yard office to cover contract performance period November 1, 2023 thru June 30, 2024. Requisition #12402938 & #12402937 have been issued to R.K. Black, Inc. in the total amount of \$1,588.00, action to also include canceling the previously approved contract of September 13, 2023. Requested by Carrie Blumert, Commissioner, District No. 1 and approved as to form and legality by Aaron Etherington, Assistant District Attorney.

District No. 2

23. Discussion and possible action for approval of the First Amendment to Professional Services Agreement with the Oklahoma County Criminal Justice Advisory Council. Approved as to form and legality by Aaron Etherington, ADA. Requested by Brian Maughan, County Commissioner District 2, and Chairman of the Board.

Maughan moved, Blumert seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

District No. 3

24. Discussion and possible action for approval of a Specific Assistance Agreement between the City of Edmond and the Board of County Commissioners of Oklahoma County to assist City of Edmond with reconstructing Coffee Creek, between Midwest to Douglas. The Original Estimated Cost for reconstruction of this one mile of roadway was \$592,000.00 of which City Of Edmond would reimburse Oklahoma County 100% of actual cost not to exceed \$592,000.00. Due to an unforeseen additional cost of \$33,555 for a concrete slab over a bridge, this contract is increased to \$625,555.00, not to exceed that amount. This was discussed with Edmond and they verbally agreed to this increased amount. Requested by Myles Davidson, Commissioner District 3 and has been approved as to form and legality by Aaron Etherington, Assistant District Attorney.

Davidson moved, Blumert seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

25. Discussion and possible action regarding Resolution 2023-4620, Supporting Operation Green Light for Veterans for Oklahoma County. Requested by Myles Davidson, Commissioner District 3.

Davidson moved, Blumert seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

County Clerk

26. Discussion and possible action to receive the Oklahoma County Conservation District Annual Financial Statements Year Ended June 30, 2023. Requested by Maressa Treat, County Clerk.

Blumert moved, Davidson seconded, to receive. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

27. Discussion and possible action regarding renewal of contract for professional services between Electra Digital LLC and the Board of County Commissioners of Oklahoma County for consulting, development and subscription monitoring services to commence on November 1, 2023, and continue through June 30, 2024. Requested by Maressa Treat, Oklahoma County Clerk and approved as to form and legality by Aaron Etherington, Assistant District Attorney.

Blumert moved, Davidson seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

Engineering

28. Discussion and possible action regarding the Agreement for Services between Marshall Environmental Management and the Board of County Commissioners of

Oklahoma County for Annex 5th Floor Asbestos Abatement, ARPA Project #10033 in the amount of Four Hundred Sixty Thousand Two Hundred Thirteen dollars and no/100 (\$460,213.00). Requisition Number 12402945 has been issued from ARPA Funds contingent upon encumbrance of funds. Requested by Stacey Trumbo, PE, County Engineer. and has been approved as to form and legality by Lisa Endres, Assistant District Attorney.

Blumert moved, Davidson seconded, to approve pending contractors signature. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

Planning Commission

29. Discussion and possible action regarding approval or denial of Resolution No. 2023-4513 accepting the Final Plat of Woodhaven Acres as provided in Oklahoma Statutes, Title 19, §868.8. This final plat was approved by the Planning Commission on October 19, 2023. Requested by Erik Brandt, Principal Planner and approved as to form and legality by Lisa Endres, Assistant District Attorney.

Davidson moved, Blumert seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

30. Discussion and possible action to approve/deny Resolution 2023-4514 to accept the final plat (FP-2023-04) of Bridge Way. The applicant is creating ten (10) lots for residential purposes as provided in O.S. Title 19, §868.8. This final plat was approved by the Planning Commission on October 19, 2023. Requested by Erik Brandt, Principal Planner, and approved as to form and legality by Lisa Endres, Assistant District Attorney.

Davidson moved, Blumert seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

31. Discussion and possible action regarding Resolution No. 2023-4611 to amend or not to amend the zoning as provided in Title 19 O.S., §868.16 on a tract of land from Planned Unit Development (PUD-2015-02) to Planned Unit Development (PUD-2023-06). The applicant proposes to develop a multi-family dwelling unit on Lots 3 & 4 of Pointon's Oakwood Station. The Oklahoma County Planning Commission has recommended approval during a public meeting held on October 19, 2023. The tracts of land are located along SE 29th St. and west of Henney Rd. and each lot consists of approximately one acre. (County Highway District #2). Requested by Erik Brandt, Principal Planner and approved as to form and legality by Aaron Etherington, Assistant District Attorney.

Maughan moved, Davidson seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

Sheriff

32. Discussion and possible action regarding a donation of Rifle Grade Ballistic Plates from

Shield 616 to the Oklahoma County Sheriff's Office. The attached letter requests approval from the BOCC Chairperson to accept the 44 sets of rifle plates mentioned in the donation request letter. Requested by Tommie Johnson III, Oklahoma County Sheriff.

Blumert moved, Davidson seconded, to approve. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

No Commissioners Comments/General Remark

No New Business

Recess into executive session

Blumert moved, Davidson seconded, to recess at 9:27 a.m. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

33. To enter into executive session pursuant to 25 O.S. 307 (B)(4) to engage in confidential communications between the public body and its attorney concerning a pending investigation, claim or action by Dana Hope, TC-2023-10, and where on advice of its attorney, the board has determined that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest. Requested by Aaron Etherington, ADA.
34. To enter into executive session pursuant to 25 O.S. 307 (B)(4) to engage in confidential communications between the public body and its attorney concerning a pending investigation, claim or action by Paulette Sanders, TC-2023-24, and where on advice of its attorney, the board has determined that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest. Requested by Aaron Etherington, ADA.
35. To enter into executive session pursuant to 25 O.S. 307 (B) (3) to engage in confidential communications regarding the purchase of or appraisal of real property to be used as the site for a county detention center from among the following property: 10.Up to 192 Acres of land located between south Newcastle Road and SW 54th Street and offered for sale by the Oklahoma City Airport Trust. Requested by Commissioner Maughan.
36. To enter into Executive Session pursuant to 25 O.S. 307, Paragraph 11 (b - d) to discuss assessment of the vulnerability of Public Building Authority Properties, including but not limited to the Metro Parking Garages and the Investors Capital Building to an act of terrorism, and plans for deterrence or prevention of, or protection from an act of terrorism, and plans for response or remediation after an act of terrorism. Requested by District 1.

Return from executive session

Blumert moved, Davidson seconded, to return at 10:21 a.m. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

37. Action regarding in confidential communications between the public body and its

attorney concerning a pending investigation, claim or action by Dana Hope, TC-2023-10, and where on advice of its attorney, the board has determined that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest. Requested by Aaron Etherington, ADA.

Blumert moved, Davidson seconded, to settle in the amount of \$2,603.48. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

38. Action regarding in confidential communications between the public body and its attorney concerning a pending investigation, claim or action by Paulette Sanders, TC-2023-24, and where on advice of its attorney, the board has determined that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest. Requested by Aaron Etherington, ADA.

Blumert moved, Davidson seconded, to proceed as discussed. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

39. Action regarding in confidential communications regarding the purchase of or appraisal of real property to be used as the site for a county detention center from among the following property:
10.Up to 192 Acres of land located between south Newcastle Road and SW 54th Street and offered for sale by the Oklahoma City Airport Trust. Requested by Commissioner Maughan.

No action

40. Action regarding pursuant to 25 O.S. 307, Paragraph 11 (b - d) to discuss assessment of the vulnerability Public Building Authority Properties, including but not limited to the Metro Parking Garages and the Investors Capital Building to an act of terrorism, and plans for deterrence or prevention of, or protection from an act of terrorism, and plans for response or remediation after an act of terrorism. Requested by District 1.

Blumert moved, Davidson seconded, to strike. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

No Citizen Participation

Adjourn

Davidson moved, Blumert seconded, to adjourn at 10:22 a.m. The motion carried by the following vote:

Aye: 3 - Maughan, Blumert and Davidson

BOARD OF COUNTY COMMISSIONERS
OKLAHOMA COUNTY, OKLAHOMA

Brian Maughan,
Chairman

ATTEST:

Maressa Treat,
County Clerk and Secretary to the Board