

# OKLAHOMA COUNTY

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



## **Board of County Commissioners Meeting Minutes**

**Monday, September 19, 2022**

**9:00 AM**

***Brian Maughan - Chairman  
Kevin Calvey - Vice-Chair  
Carrie Blumert - Member***

***YouTube: [https://www.youtube.com/channel/UCz\\_5jEcI6kV8f6Y71exwfJA](https://www.youtube.com/channel/UCz_5jEcI6kV8f6Y71exwfJA)***

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

## Call to Order

## Roll Call

**Present:** 3 - County Commissioner Carrie Blumert, County Commissioner Kevin Calvey, and County Commissioner Brian Maughan

**Notice of the meeting was posted on September 15, 2022.**

**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

### Approval of Minutes

1. Discussion and possible action regarding the minutes of the meetings held on September 6, 2022 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, Calvey seconded, to approve. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

### 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, Calvey seconded, to approve. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

3. Discussion and possible action regarding payment of Purchase Card Statement dated 8-31-22 to Bank of America for purchase(s) made using Oklahoma County purchase card(s). Requested by Chantel Boso, Purchasing Department.

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

**Aye:** 3 - Blumert, Calvey and Maughan

4. Opening of the following bids and/or Requests for Qualifications. Any vendor wanting to review the bids or RFQs may see the Purchasing Agent immediately following this meeting.

CW23064 Online Surplus Auction Services

CW23006 Bottled Water and Hydrating Sports Drinks

**CW23006 Bottled Water & Hydrating Sports Drinks**  
**School Health Corporation**

**OES Global Inc 'dba' Hydration Depot  
Eureka Water Company**

**CW23064 Online Surplus Auction Services**

**Govdeals.com**

**Auctions by Allstar, LLC**

**BigIron Auction Company**

**Dakil Auctioneers, Inc**

**Propertyroom.com, Inc**

**JJ Kane Auctioneers**

**Bidadoo, Inc**

**Graham Auctioneers LLC**

**Blue River Auctions & Appraisals, LLC**

**Purple Wave Auction**

**Blumert moved, Calvey seconded, to tabulate and return. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

5. Discussion and possible action regarding a recommendation from the Central Purchasing Department for selection of lowest and best bid:  
CW23022-1 - Fresh Produce

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

**Aye:** 3 - Blumert, Calvey and Maughan

6. Discussion and possible action regarding Resolution No. 2022-3706 for Blanket Purchase Orders as submitted by each department, list available for inspection in the office of the County Clerk, Room 201.

**Blumert moved, Calvey seconded, to approve the Blanket Purchase Orders with the change presented. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

**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:

Approval of the Consent Agenda

**A motion was made by Blumert, seconded by Calvey, to approve the Consent Agenda. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

7. Litigation:

Case No. 22-22549 Bankruptcy

Case No. CJ-2022-3653 Summons  
Case No. CJ-2022-3832 Summons  
Case No. CS-2022-5055 Notice  
Case No. CV-2022-1660 Notice  
Case No. SC-2022-17515 Order  
Case No. TC-2022-035 Tort Claim  
Case No. CF-2020-145 Subpoena

**approve**

8. Monthly Report of Fees for the Juvenile Bureau for the month of August 2022

**approve**

9. Cancel check# 101024227 in the amount of \$3,030.65 issued to Home Depot Usa Inc. dated 08/01/2022. Reissue on 9/19/2022.

**approve**

10. Discussion and possible action regarding Employee Benefit (CVS) Invoice#53533812 for Oklahoma County in the amount of \$ 571,437.83 pending notification of encumbrance to Jackie Wilson, Oklahoma County Treasurer's Office.

**approve**

11. Assessors Revolving Fee Account 8101

**approve**

12. Monthly Report of Fees for the Court Clerk for August, 2022.

**approve**

13. Discussion and possible action regarding Resolution 2022-3627: To appoint Jessica Brody as a requisitioning officer for IT to replace Melissa Baker. This item is requested by Rich Stewart and Dayne Coffey, IT Co-Directors.

**approve**

14. Discussion and possible action regarding Employee Benefit Warrant No. 813705 through 814239 for Oklahoma County in the amount of \$302,988.51 pending notification of encumbrance to Jackie Wilson, Oklahoma County Treasurer's Office.

**approve**

15. Monthly Report of Officers for the Juvenile Bureau for the month of August 2022.

**approve**

16. Discussion and possible action regarding Workers' Compensation claim payments from Consolidated Benefits Resources in the amount of \$2,825.74 for the period of September 13, 2022.

**approve**

17. Monthly Report of Fees for Court Fund: August, 2022.

**approve**

18. Monthly report of fees for the County Commissioners for the month of August, 2022.

**approve**

19. Monthly report of fees for the County Clerk for the month of August, 2022.

**approve**

20. Discussion and possible action regarding Employee Benefit Warrant No.814240 through 814880 for Oklahoma County in the amount of \$347,116.15 pending notification of encumbrance to Jackie Wilson, Oklahoma County Treasurer's Office.

**approve**

21. Discussion and possible action regarding Workers' Compensation claim payments from Consolidated Benefits Resources in the amount of \$3,314.28 for the period of September 6, 2022.

**approve**

### **End of Consent Docket**

### **Departmental Items**

#### **District No. 1**

22. Discussion and possible action to accept the resignation of Ms. Loretta Radford, District One appointee, from the Oklahoma County Criminal Justice Authority, and to appoint Pastor Derrick Scobey as the District One appointee to the Oklahoma County Criminal Justice Authority; term ending June 2027. Requested by Carrie Blumert, Commissioner District 1.

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

**Aye:** 3 - Blumert, Calvey and Maughan

23. Discussion and possible action regarding J&J Hudson LLC (Applicant) C-PACE Assessment Contract. The Board on March 21, 2022, approved the Assessment Contract and Program Guidelines for the Oklahoma County Property Assessed Clean Energy Program (C-PACE). The program administrator, Oklahoma Industries Authority, has reviewed the project and recommends approval of the Assessment Contract. Applicant: J&J Hudson LLC - 1204 N. Hudson Avenue, Oklahoma City, Oklahoma. Assessment Contract amount \$2,679,014.31  
30 year term  
Use: New Commercial Office Building Construction  
C-PACE improvements - Roof Coverings; HVAC system; Window Glazing; Brick Wall Assembly and Insulation; Electrical system.  
Taxes are paid current.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **District No. 2**

24. Discussion and possible action regarding Interlocal Agreement between Board of County Commissioners and Cooperating Entities with Oklahoma County Criminal Justice Advisory. Requisition number 12300720-00 not to exceed \$150,000.00.

**Blumert moved, Calvey seconded, to approve the item and both attachments. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

25. Discussion and possible action regarding Board of County Commissioners and Fulmer Sill Attorneys representing the BOCC. its participation in the Memorandum of Understanding Regarding Certain Opioid Litigation Proceeds with the State of Oklahoma ("Sharing Agreement") and Addendum to the Sharing Agreement Regarding Certain Opioid Litigation Proceeds, and further ratifies its prior actions of legal counsel in executing documents necessary for Oklahoma County, Oklahoma to participate in the Distributors Oklahoma Settlement Agreement, the Sharing Agreement, and the Addendum to the Sharing Agreement. Further authorizes its Board of County Commissioners and legal counsel to take all actions required by the Distributors Oklahoma Settlement Agreement, the Sharing Agreement and Addendum to the Sharing Agreement to effectuate the Distributors Oklahoma Settlement Agreement for the benefit of Oklahoma County, Oklahoma, including executing any documents required to finalize the participation of Oklahoma County in the Distributors Oklahoma Settlement Agreement, the Sharing Agreement, and the Amendment to the Sharing Agreement.

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

**Aye:** 3 - Blumert, Calvey and Maughan

26. Discussion and possible action regarding Board of County Commissioners and Fulmer Sill Attorneys. Approves its participation in, the Janssen Oklahoma Subdivision Opioid Settlement Agreement, authorizes its Board of County Commissioners, to execute the Settlement Participation Form contained in the Janssen Oklahoma Subdivision Opioid Settlement Agreement and authorizes its counsel to take all actions required by Exhibit C and the Janssen Oklahoma Subdivision Opioid Settlement Agreement to effectuate the Janssen Oklahoma Subdivision Opioid Settlement Agreement for the benefit of Oklahoma County, Oklahoma.

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

**Aye:** 3 - Blumert, Calvey and Maughan

27. Discussion and possible action regarding the Board of County Commissioners Establishing the Oklahoma County Citizen's Bond Oversight Advisory Board for the construction of a new Oklahoma County Detention Center.

**Blumert moved, Calvey seconded, that the Citizens Advisory Board consist of 7 members; each commissioner allowing their own appointee, and 4 at-large members that we will appoint by December 5th, if not before. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

### **District No. 3**

28. Discussion and possible action to accept the recommended appointment of Adam Luck as a Trustee to the Oklahoma County Criminal Justice Authority, as a Commission Appointed Trustee to fill the at-large vacancy previously held by Joe Allbaugh. Requested by Kevin Calvey, Commissioner District 3.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Budget Evaluation Team**

29. Discussion and possible action regarding reimbursement expenses from Special Projects Fund 1400-350 CARES Act in the total and final amount of \$20,467.57 for COVID related expenses incurred prior to December 31, 2021 to the Employee Benefits Fund 4010. This Item is requested by Cody Compton, Chairman of the Budget Evaluation Team. Approved by the Budget Board on September 15, 2022.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **County Clerk**

30. Receive certified copy of Abstractor's Bond from American Eagle Title & Insurance of Oklahoma City, in the amount of \$100,000.00 beginning on August 23rd, 2022 and ending on August 23rd, 2023.

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

**Aye:** 3 - Blumert, Calvey and Maughan

31. Discussion and possible action to receive the Oklahoma County Finance Authorities financial statements and independent auditor's report for the period ending June 30, 2022. Requested by Danny Lambert, Chief Deputy County Clerk.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Emergency Management**

32. Discussion, review and possible action regarding the FY 2023 Annual Fire Equipment Agreement between Oklahoma County and the City of Spencer - Spencer Fire Department. This agreement, as reviewed by the Oklahoma County District Attorney's office, commences upon signature by the Oklahoma County Board of County Commissioners and ends on June 30, 2023.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Engineering**

33. Discussion and possible action to approve the Agreement for Services between Pinnacle Consulting Management Group, Inc. and the Board of County Commissioners regarding OK County JP 34965 (04)-178th over Deer Creek. The total amount of the agreement shall not exceed \$18,400.00. Requisition No.12301974 has been issued from CBRI Fund (11116120) contingent upon encumbrance of funds. Requested by Stacey Trumbo, PE, County Engineer and has been approved as to form and legality by Gretchen Crawford, Assistant District Attorney.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Facilities Management**

- 34.** Discussion and possible action regarding the approval of replacement of the fire alarm system in the Courthouse in the amount of \$232,200 pending encumbrances. Requisition 12302108 and 12302111.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Handbook Committee**

- 35.** Discussion and possible action to adopt as a Supplement to the 2021 INTERIM Employee Handbook a Revised Section 2.29. Travel Reimbursement Policy, effective November 1, 2022, as approved by the Budget Board at its September 15, 2022, meeting, in response to the 2022 Oklahoma Legislature's enactment of Enrolled HB 4188. Requested by Doug Enevoldsen, Chairman, Employee Handbook Committee.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Human Resources**

- 36.** Discussion and possible action regarding recognition of the August 2022 and September 2022 BOCC Employees of the Month.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **MIS**

- 37.** Discussion and possible action to approve Contract renewal for Annual MUNIS maintenance and support with Tyler Technologies, Inc. for an amount not to exceed \$571,119. The contract is from July 1, 2022, to June 30, 2023. Requisition No. 12302077 has been issued to Tyler Technologies, in the amount of \$517,119, contingent upon encumbrance of funds. Requested by Rich Stewart and Dayne Coffey, Co-Directors, Information Technology and approved as to form and legality by Aaron Etherington, Assistant District Attorney.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Planning Commission**

- 38.** Discussion and possible action to approve Resolution No 2022-3637 to amend or not to amend the zoning as provided in Title 19 O.S., §868.16 on a tract of land from R-2-



Rural Residential District to R-1 - Acreage Residential District. The applicant proposes to rezone the property for the development of a single-family residential subdivision. The Planning Commission denied the zoning change in an open meeting on August 18, 2022 and recommends denial by the Board of County Commissioners. The property is located at NW 234th St. & Council Rd. (County Highway District #3) Requested by Erik Brandt, Principal Planner.

**Calvey moved, Blumert seconded, to take the recommendation from the planning commission, and deny the application. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Policy & Governance**

39. Discussion and possible action regarding a recommendation from Policy & Governance recommending increased funding of \$63,587 for project number 10009; Juvenile Bureau, Elevator Capitol Plan making the total \$538,898. from ARPA funds.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Sheriff**

40. Discussion and possible action regarding the FY 2022-23 contract renewal between SHI International Corp. and the Board of County Commissioners on behalf of the Oklahoma County Sheriff's Office for Remote Support Concurrent User Cloud BeyonTrust Software part# RSU-CLOUD w/ three licenses (NASPO/SW1041) at an annual cost not to exceed \$3,634.56. Requisition# 12302040. The effective dates of this contract are July 1, 2022 through June 30, 2023. Requested by Tommie Johnson III, Oklahoma County Sheriff, and approved as to form and legality by Aaron Etherington, Assistant District Attorney.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Treasurer**

41. Discussion and possible action regarding temporary transfers of cash in the amount of \$3M from Highway Cash Fund (1110), \$2M from Capital Improvement-Regular (2010), and \$1M from Tinker Clearing 2002 Fund (2031), for a total of \$6M to the General Fund. These are cash transfers only and will not affect encumbrances. The transfer is necessary to cover payroll and bi-monthly claims and will be repaid mid-January 2023. Temporary transfers are allowed by 68 O.S., Section 3021, Requested by Forrest "Butch" Freeman, Oklahoma County Treasurer.

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

**Aye:** 3 - Blumert, Calvey and Maughan

#### **Commissioners Comments/General Remarks**

**No new business**

## **Executive Session**

### **Recess into executive session**

**Blumert moved, Calvey seconded, to recess at 9:40 AM. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

- 42.** 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 in Tenth Circuit case of Stacy Willis v. Jonathon Johnson and James Newkirk. 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.

### **Return from executive session**

**Calvey moved, Blumert seconded, to return at 9:50 AM. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

- 43.** Action regarding confidential communications between the public body and its attorney concerning a pending investigation, claim or action in Tenth Circuit case of Stacy Willis v. Jonathon Johnson and James Newkirk. 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.

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

**Aye:** 3 - Blumert, Calvey and Maughan

### **Citizen Participation**

**Sean Cummings, Christopher Johnston, Mark Faulk, Brandon Kirkpatrick, Jabee Williams and Jodie Poplin were called to speak.**

### **Adjourn**

**Blumert moved, Calvey seconded, to adjourn at 10:12 AM. The motion carried by the following vote:**

**Aye:** 3 - Blumert, Calvey and Maughan

BOARD OF COUNTY COMMISSIONERS  
OKLAHOMA COUNTY, OKLAHOMA

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Brian Maughan,  
Chairman

ATTEST:

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Danny Lambert,  
Deputy County Clerk and Secretary to the Board