

BOARD OF COUNTY COMMISSIONERS

Amended

Regular Meeting Agenda

9:00 a.m.

Wednesday, March 24, 2010
320 Robert S. Kerr, Room 103
Oklahoma City, OK

STATE OF OKLAHOMA
COUNTY CLERK
RECORDED

2010 MAR 22 P 3:26

STATE OF OKLAHOMA
OKLAHOMA COUNTY
RECORDED

1. Call to order.
2. Notice of the meeting was posted Friday, March 19, 2010.
3. Prayer and Pledge of Allegiance.
4. Approve the minutes of the meeting of Wednesday, March 17, 2010, 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.

The following items, No. 5 through 12, are Consent Items and are routine in nature:

5. Approve Workers' Compensation claim payments from Consolidated Benefits Resources in the amount of \$20,598.95 for period ending March 16, 2010, pending notification of encumbrance to Donna Lovelace, County Treasurer's Office. (Document Received)
6. Approve Employee Benefit Trust Warrant No. 493939 through 494706 for Oklahoma County in the amount of \$509,170.26 pending notification of encumbrance to Donna Lovelace, County Treasurer's Office. (Document Received)
7. Discussion and possible action to receive District Attorney Opinion regarding Request for Legal Opinion-Supplemental Appropriations and Use of Special Revenue to balance General Budget Fund Budget. Requested byCarolynn Caudill, County Clerk. (Document Received)
8. Discussion and possible action to approve Resolution No. _____ for disposing of scrap materials, to wit: the sale of 8,620 pounds of scrap metal by Highway District No. 3 to Standard Iron & Metal Company, Inc., for a total price of \$866.20 deposited to the Highway Cash Fund. Requested by Ray Vaughn, Chairman. (Document Received)
9. Cancelled Check: Sherri S. Grubbs, Check No. 401005515 dated March 17, 2010, in the amount of \$576.00. This check was issued from the wrong fund and will be reissued on March 24, 2010.

10. Receive the following litigation:

Case No. CJ 2010-2014 Summons and Petition

Case No. CJ 2010-1961 Summons and Petition

Case No. CJ 2010-1932 Summons and Notice of Hearing and Petition to Vacate

Case No. CJ 2010-262 Summons Petition to Quiet Title

Case No. CJ 2009-6620 Affidavit of Mailing and Agreed Application and Agreed Order

FILED IN OFFICE
COUNTY CLERK
OKLAHOMA CITY, OKLA.

MAR 22 2010

CAROLYNN CAUDILL County Clerk, Okla. Cnty.
Deputy

TC 2010-010 Tort Claim

11. Receive Monthly Report of Officers for the month of February, 2010: (Documents Received)

Juvenile Bureau

9N Restitution \$20,949.33

9J Restitution \$ 2,286.26

JJC Emergency \$ 1,896.26

Election Board \$26,046.16

Board of County Commissioners

Comm/Culvert Pipe Sales Fund 8206 \$557.77

Total **\$557.77**

12. Discussion and possible action to approve Resolution No. _____ disposing of equipment from the Inventory of Oklahoma County District No. 2. These items have been declared surplus and with the requested disposal will be sold in the upcoming Department of Central Services ("DCS") State Auction in accordance with the provisions set forth in O.S. Title 19 Section 421.1. Requested by Brian Maughan, County Commissioner, District No. 2. (Document Received)

One (1) 1992 Chevrolet ¾ ton pickup, c/n DB301-00248, s/n 1GBGC24K1NE147617, acquired 12/4/91 from Boyd Chevrolet, 5000 W. Reno, Oklahoma City, OK 73127, for \$13,916.00.

One (1) 1977 Ford Dump truck, c/n DB302-00219, s/n W81DVY 26864, acquired 7/19/77 from Sooner Ford, Oklahoma City, OK, for \$33,500.38.

One (1) 1986 Ford Dump truck, c/n DB302-00234, s/n 1FDYU8OU6GVA04233, acquired 12/18/85 from Sooner Ford, Oklahoma City, OK, for \$38,778.92.

One (1) 1991 Ford Dump truck, c/n DB302-00240, s/n 1FDXK84A5MVA13731, acquired 11/29/90 from Sooner State Ford, 2500 W. Reno, Oklahoma City, OK 73147, for \$31,893.00.

One (1) 1991 Ford Dump truck, c/n DB302-00241, s/n 1FDXK84A7MVA13732, acquired 11/29/90 from Sooner State Ford, 2500 W. Reno, Oklahoma City, OK 73147, for \$31,893.00.

One (1) 1998 Chevrolet Dump truck & utility bed, c/n DB302-00245, s/n 1GBP7H1C7WJ109161, acquired 4/16/98 from Reliable Chevrolet, 8130 E. Skelly Dr. Tulsa, OK 74159, for \$53,336.00.

One (1) 1998 Chevrolet Dump truck, c/n DB302-00246, s/n 1GBP7H1C3WJ111036, acquired 7/7/98 from Reliable Chevrolet, 8130 E. Skelly Dr. Tulsa, OK 74159, for 46,700.00.

One (1) 1998 Chevrolet Dump truck, c/n DB302-00247, s/n 1GBP7H1C9WJ112093, acquired 8/28/98 from Reliable Chevrolet, 8130 E. Skelly Dr. Tulsa, OK 74159, for 46,700.00.

One (1) 1999 Chevrolet Dump truck & utility bed, c/n DB302-00248, s/n 1GBT7H4C7XJ106644, acquired 6/21/99 from Reliable Chevrolet, 8130 E. Skelly Dr. Tulsa, OK 74159, for \$61,731.57.

One (1) 1999 Chevrolet Dump truck, c/n DB302-00249, s/n 1GBT7H4C8XJ106653, acquired 6/21/99 from Reliable Chevrolet, 8130 E. Skelly Dr. Tulsa, OK 74159, for \$58,750.00.

One (1) Etnyre Chip spreader, c/n DB310-00203, s/n K3718, acquired 5/30/73 from Bert Smith Machinery, Oklahoma City, OK, for \$23,905.00.

One (1) Etnyre Chip spreader, c/n DB310-00207, s/n K3673, acquired 11/27/02 from Bert Smith Machinery, Oklahoma City, OK, for \$24,224.77.

One (1) Roscoe Roller, c/n DB320-00214, s/n 500, acquisition and vendor unknown for estimated \$5,000.00.

One (1) Ferguson Roller, c/n DB320-00218, s/n 220, acquired 2/14/83 from Bert Smith Machinery, Oklahoma City, OK, for \$36,000.00.

One (1) Mauldin Roller, c/n DB320-00219, s/n 3-5-2-86-117, acquired 12/17/85 from Midwesco, 15 SW 29th, Oklahoma City, OK, for \$12,836.00.

One (1) Fontaine Spreader, c/n DB325-00204, s/n SC4434, acquired 3/9/89 from Fruehauf Trailer Operations, Box 82518, Oklahoma City, OK, for \$6,629.17.

One (1) Swenson Tail Gate spreader, c/n DB325-00206, s/n 86100, acquired 4/14/99 from Perfection Equipment, 5100 W. Reno, Oklahoma City, OK 73127, for \$1,947.00.

One (1) Swenson Tail Gate spreader, c/n DB325-00208, s/n 87796, acquired 9/21/99 from Perfection Equipment, 5100 W. Reno, Oklahoma City, OK 73127, for \$1,947.00.

One (1) Swenson Tail Gate spreader, c/n DB325-00209, s/n 87795, acquired 9/21/99 from Perfection Equipment, 5100 W. Reno, Oklahoma City, OK 73127, for \$1,947.00.

One (1) Henderson Spreader, c/n DB325-00210, s/n FSH-21797, acquired 12/27/01 from Frontier Equipment Sales, Box 850114, Yukon, OK 73085-0114, for \$7,550.00.

One (1) Trailer 5000 gallon, c/n DB334-00212, s/n 0341/OMG960380, acquired 6/22/92 from Okla State Surplus, 3100 Creson, Oklahoma City, OK 73136, for \$15,000.00.

One (1) Winch Rig Up, c/n DB335-00204, s/n 1MZAA14X31W134308, acquired 11/7/00 from Perfection Equipment, 5100 W. Reno, Oklahoma City, OK 73127, for \$16,231.50.

One (1) Lincoln welder, c/n DB404-00203, s/n 732192, acquired 12/18/73 from A Welders Supply, Oklahoma City, OK, for \$1,300.00.

One (1) Cub Z Lawn mower, c/n DB430-00213, s/n 0B0532800SS, acquired 5/7/03 from Juda Equipment Co., 1106 N. Broadway, Hinton, OK 73047, for \$5,200.00.

One (1) Gravely mower, c/n DB430-00217, s/n 00638250, acquired 1/21/93 from a transfer from the County Treasurer, for \$3,668.00.

One (1) Yazoo riding mower, c/n DB430-00221, s/n 017700095, acquired 3/15/06 from Springer Tractors, & Trailers, 103000 SE 29th, Oklahoma City, OK, for \$1,400.00.

End of Consent Docket

Engineering

13. Discussion and possible action to approve Resolution No. _____ accepting Oklahoma County Project E-2010-A, Installation of Sliding Glass Doors in the Visitor's Entrance at the Oklahoma County Jail as completed and final payment in the amount of \$32,000.00 be made to Atlas Glass and Mirror. Requested by Stacey Trumbo, PE, County Engineer. (Document Received)
14. Discussion and possible action to approve Resolution No. _____ revising the building permit and building code inspection fees for the unincorporated areas of Oklahoma County, pursuant to Oklahoma State Statutes Title 59 §1000.25; Title 19 § 868.4; and Title 19 § 868.17a. Requested by Stacey Trumbo, PE, County Engineer, and approved as to form and legality by Gretchen Crawford, Assistant District Attorney. (Document Received)

Emergency Management

15. Discussion and possible action to renew Agreement for Sub-Grant of Emergency Management Performance Grant Program Funds between the Oklahoma Department of Emergency Management and Oklahoma County, to receive a portion of the funds awarded to the State of Oklahoma under the FEMA Emergency Management Preparedness Grant Program. If approved, Oklahoma County Emergency Management is to receive \$36,637.00 with payment made on a quarterly basis. The Director of Oklahoma County Emergency Management shall be designated as agent for the sub-grant. This agreement shall commence upon approval of the Board and approval of State Emergency Management, and shall terminate September 30, 2010. Requested by David Barnes, Director, Emergency Management, and approved as to form and legality by John M. Jacobsen, Assistant District Attorney. (Document Received)

Facilities Management

16. Discussion and possible action for approval of Agreement between C. H. Guernsey & Company and Oklahoma County for Project No. E-2005-M, to provide mechanical, electrical and plumbing inspection services for the remodel of the Oklahoma County Courthouse, not to exceed \$50,000.00. Requisition No. 11005543 has been issued to C. H. Guernsey & Company in the amount of \$50,000.00 from County Bonds/County Building Projects/Other Services (2032/1206/55370), contingent upon encumbrance of funds. Requested by Mark Stephens, Property Manager, Oklahoma County Facilities Management, and approved as to form and legality by John M. Jacobsen, Assistant District Attorney. (Document Received)

Juvenile Bureau

17. Discussion and possible action for approval of Reaccreditation Contractual Agreement between the American Correctional Association and the Oklahoma County Juvenile Bureau. The American Correctional Association will conduct an audit of the Juvenile Bureau's Court Services unit for reaccreditation on June 7, 2010 through June 9, 2010. The fee for reaccreditation is \$10,500.00. Half payment is due before the audit and the balance is due after the audit is complete. Requisition No. 11005343 in the amount of \$5,250.00 has been made out to American Correctional Association, from Juvenile Grant Fund / Title IV-E / Professional Services Other (1233/5216/54455), contingent upon encumbrance of funds. Requisition No. 11005344 in the amount of \$5,250.00 has been made out to American Correctional Association, from Juvenile Grant Fund / Title IV-E / Professional Services Other (1233/5216/54455), contingent upon encumbrance of funds. Requested by Lawrence Hicks, Director, Juvenile Bureau, and approved as to form and legality by John M. Jacobsen, Assistant District Attorney. (Document Received)

18. Discussion and possible action for approval of a renewal contract with Thimgan & Associates for fiscal year 2009-2010. Requisition No. 11005299 in the amount of \$13,900.00 has been made out to Thimgan & Associates, from General Fund/Assessor Revaluation/Professional Services Other (1001/1400/54455), contingent upon encumbrance of funds. Requested by Leonard Sullivan, County Assessor, and approved as to form and legality by John M. Jacobsen, Assistant District Attorney. (Document Received)

Oklahoma County Clerk

19. Discussion and possible action to approve the Interlocal Cooperative Agreement, between Oklahoma County and the Department of Central Services ("DCS") to dispose of surplus property through the DCS surplus property program in accordance to the provisions set forth in O.S. Title 74, Section 62.1. This item was approved by the Budget Board on March 18, 2010. Requested byCarolynn Caudill, County Clerk, and approved as to form and legality by John M. Jacobsen, Assistant District Attorney. (Document Received)
20. Discussion and possible action to approve support of the Oklahoma Blood Institute "Be the Match Registry" for bone marrow donors. In future Oklahoma Blood Institute blood drives, employees will have an opportunity to be tested and registered. This item was approved by the Budget Board on March 18, 2010. Requested by Carolynn Caudill, County Clerk. (Document Received)

Sheriff

21. Discussion and possible action to approve an application to the Oklahoma Highway Safety Office the Administrator of the National Highway Traffic Safety Administration Funds. Nine years ago concluded federal funding of a five man traffic safety division. This application is for continued funding of an additional deputy/instructor for the Rollover Simulator and CRASH's Court. The application will also include overtime for deputies working traffic safety in Oklahoma County in an effort to continue reduction of injuries and deaths on Oklahoma County roadways. It also includes funds to place wireless video cameras in 5 of the Sheriff's Office Patrol Units, a Tahoe and equipment to replace the Tahoe for Crash's Court and Rollover Deputy, and other equipment necessary for the investigation of accidents. The total request of funds is for \$359,203.00. **There are no matching funds required.** Requested by John Whetsel, Oklahoma County Sheriff, and approved as to form and legality by John M. Jacobsen, Assistant District Attorney. (Document Received)

Recurring Agenda Items:

22. Approve all claims, list available for inspection in the office of the County Clerk, Room 201. (Document Received)
23. Discussion and possible action to approve Resolution No. _____ approving Blanket Purchase Orders as submitted by each department, list available for inspection in the office of the County Clerk, Room 201. (Document Received)
24. Citizen participation: Any citizen wishing to address the Board of County Commissioners may do so at this time.
25. Commissioners Comments/General Remarks:

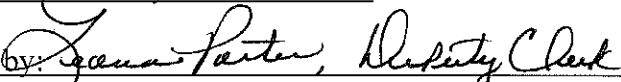
26. New business: In accordance with the Open Meeting Act, Title 25 O.S. § 311.A.9, new business is defined as any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.
27. Opening of the following bids and/or Requests for Qualifications. Any vendor wanting to review the bids or RFQs may see the Purchasing Agent immediately following this meeting.

CW10056 – Sheriff's Office Uniforms

28. Executive Session for the purpose of discussing the following:
- a. Pursuant to Title 25 O.S. § 307(b)(4) for confidential communications with Board's attorney to discuss status, settlement, and any other relevant matters, including but not limited to: travel and related expenses to deposition of plaintiff's experts in Denver, Colorado, appointment of representative at trial and additional discussion regarding appointment of a representative of the BOCC to attend a judicial settlement conference currently set for 3-30-2010, in the case of Betty Morgan, Larry Morgan, deceased v. Board of County Commissioners, et al, case no. CIV-08-1317.
 - b. Pursuant to Title 25 O.S. § 307(b)(4) for confidential communications with Board's attorney to discuss and possible action concerning Oklahoma Employment Security Commission's decision regarding Steven L. Johnson and David G. Blount.
29. Action regarding communications with Board's attorney to discuss status, settlement, and any other relevant matters, including but not limited to: travel and related expenses to deposition of plaintiff's experts in Denver, Colorado, appointment of a representative at trial and additional discussion regarding appointment of a representative of the BOCC to attend a judicial settlement conference currently set for 3-30-2010, in the case of Betty Morgan, Larry Morgan, deceased v. Board of County Commissioners, et al, case no. CIV-08-1317.
30. Action regarding discussion and possible action concerning Oklahoma Employment Security Commission's decision regarding Steven L. Johnson and David G. Blount.
31. Adjourn at _____ until 9:00 a.m., Wednesday, March 31, 2010.

NAME OF PERSON REPORTING: Carolynn Caudill, County Clerk

TITLE: SECRETARY TO: Board of County Commissioners

SIGNATURE: Carolynn Caudill, by:  Deputy Clerk
County Clerk Deputy and Director of Clerks of the Board