

PENDING APPROVAL

June 2, 2010

The Board of County Commissioners met in regular session in the office of the Board of County Commissioners of Oklahoma County in Room 103 at 9:00 a.m., June 2, 2010, pursuant to adjournment of May 26, 2010, with the following members present: Willa Johnson, Vice-Chairman; Brian Maughan, Member, and Rick Buchanan, Chief Deputy, on behalf of Ray Vaughn, Chairman. Minutes of the meeting were taken by the Office of Carolynn Caudill, County Clerk and Secretary to the Board.

Call to order by Willa Johnson, Vice Chairman.

Notice of the meeting was posted Thursday, May 27, 2010.

Prayer and Pledge of Allegiance led by Randy Grau, Second Deputy, District No. 3.

Maughan moved, Buchanan seconded; motion carried unanimously to approve the minutes of the meeting of Wednesday, May 26, 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.

Buchanan moved, Maughan seconded; motion carried unanimously to approve Resolution No. 103-10, as amended designating the newly constructed Juvenile Justice Center waiting area as the Meyers, Nicholson and Foster Lobby. This construction was made possible by a generous grant from the Oklahoma Bar Foundation.

Maughan moved, Buchanan seconded; motion carried unanimously to approve receive the following items:

Workers' Compensation claim payments from Consolidated Benefits Resources in the amount of \$3,672.10 for period ending May 25, 2010, pending notification of encumbrance to Donna Lovelace, County Treasurer's Office.

Employee Benefit Trust Warrant No. 500017 through 500692 for Oklahoma County in the amount of \$161,361.39 pending notification of encumbrance to Donna Lovelace, County Treasurer's Office.

Litigation:

Case No. CJ 2010-581 Summons & Motion for Default Judgment

Case No. CJ 2010-4401 Summons & Petition

Case No. CJ 2010-107 Summons & Amended Petition For Foreclosure of Mortgage

Case No. CJ 2010-4299 Summons & Petition

Case No. 08-80061-TRC Order Approving Modified Plan

TC 2010-013 Tort Claim

TC 2010-014 Tort Claim

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Receive Monthly Report of Officers for the month of April, 2010:

Juvenile Bureau

9N Restitution \$22,431.55

9J Restitution \$ 2,830.23

JJC Emergency \$ 1,896.26

Approval of Transcript of Proceedings from the County Treasurer on the sale of county property, acquired at RE-SALE, described as follows:

MIKE THARASENA 01-496-5308; PARKER & COLCORD ADDITION; S40FT OF LOTS 21 THRU 24; BLOCK 011

Authorize Chairman to execute County Re-Sale deeds conveying the above described real estate transactions.

Maughan moved, Buchanan seconded; motion carried unanimously to approve recommendations of the Purchasing Agent. Awards. Tabulation of bids from the Central Purchasing Department with recommendation for selection of lowest and best bid:

CW11022-1 – Grocery Products Award No. 36-10

U.S. Foodservice
Borden Dairy of Oklahoma
Flowers Baking of Denton
Sysco Oklahoma LLC

CW11019 – Tax Statement Printing & Mailing Services Award No. 37-10

Peregrine Corporation

Johnson moved, Maughan seconded; motion carried unanimously to approve Engineering claim from WDB Engineering to ODOT for County Bridge and Road Improvement Fund (CBRIF) for Oklahoma County 1-2005-D-BR, bridge replacement on Memorial Road 0.5 mile East of Triple X Road over Smith Creek, District No. 1 for Payment No. 2. This claim is for the amount of \$6,400.00 from CBRI funds.

Johnson moved, Maughan seconded; motion carried unanimously to approve the Public Works Project Contract between Oklahoma County and the Oklahoma Department of Corrections for use of inmate labor according to Title 57, O.S. 2001, Section 215, Prisoners Public Work Act. This contract shall commence on July 1, 2010, and terminate June 30, 2011. Requisition No. 11007228 in the amount of \$3,565.20 has been issued to the Oklahoma Department of Corrections/Highway District No. 1/Temporary-Services (1110/9100/51090), contingent upon encumbrance of funds.

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Maughan moved, Buchanan seconded; motion carried unanimously to approve the following items:

Mutual Cooperation Agreement between the Board of Oklahoma County Commissioners and The City of Bethany. Agreement shall begin on July 1, 2010, and end on June 30, 2011.

Mutual Cooperation Agreement between the Board of Oklahoma County Commissioners and the Town of Valley Brook. Agreement shall begin July 1, 2010, and end June 30, 2011.

Public Works Project Contract between Oklahoma County and the Oklahoma Department of Corrections for use of inmate labor according to Title 57, O.S. 2001, Section 215, Prisoners Public Work Act. This contract shall commence on July 1, 2010, and terminate June 30, 2011. Requisition No. 11007216 in the amount of \$3,565.20 has been issued to the Oklahoma Department of Corrections/Highway District No. 2/Professional Services Other (1110/9200/54455), contingent upon encumbrance of funds.

Buchanan moved, Maughan seconded; motion carried unanimously to approve Mutual Agreement between Oklahoma County and the City of The Village, Oklahoma, to assist the City of The Village in the reconstruction, improvement, repair, and maintenance of certain city streets as may be requested by the City of The Village. This agreement shall commence on July 1, 2010, and terminate June 30, 2011.

Maughan moved, Buchanan seconded; motion carried unanimously to approve the release of the Performance Bond for Control Systems International (now Schneider Electric) from the contract executed on December 17, 1999.

Maughan moved, Buchanan seconded; motion carried unanimously to approve thirty days written notice to Malcolm Hall Property Company to terminate the lease agreement on June 30, 2010 for 309 Northwest 13th, Oklahoma City, Oklahoma.

Maughan moved, Buchanan seconded; motion carried unanimously to approve Public Works Project contract between Oklahoma County and the Oklahoma Department of Corrections for use of inmate labor according to Title 57, O.S. 2001, Section 215, Prisoners Public Work Act. This contract shall commence on June 2, 2010 and end June 30, 2010. Requisition No. 11007434 in the amount of \$536.68 has been issued to Oklahoma Department of Corrections/Clara Waters CCC from General Fund/Facilities Management/Services Other (1001/2801/54455) contingent upon encumbrance of funds.

Maughan moved, Buchanan seconded; motion carried unanimously to approve AiLIS System Maintenance Agreement for ROD/UCC system. This is Phase 5 of the maintenance agreement with AmCad System/Services Contract. Requisition No. 11007190 has been issued to American Cadastre, LLC in the amount of \$95,706.00 from the Co. Clk's Records Mgmt & Preservation Fund /County Clerk/ Equipment-Vendors Maint (1152/1700/54157), contingent upon encumbrance of funds.

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Maughan moved, Buchanan seconded; motion carried unanimously to approve as amended to read: legal representation for Sheriff John Whetsel and Jack Herron in all capacities **an agreement with Richard N. Mann for legal representation for Sheriff John Whetsel, individually, and Jack Herron, individually, in the defense of the lawsuit Hutton vs. Correctional Healthcare Management of Oklahoma; Board of County Commissioners; John Whetsel, individually, and in his capacity as Sheriff of Oklahoma County and Jack Herron, individually, Case Number CIV-09-537-R. The initial estimate of the projected fees and expenses that may become payable under this agreement is \$25,000.00. Requisition No. 11007457 in the amount of \$25,000.00 has been issued to Richard N. Mann, from General Fund/General Government/Professional Services/Legal (1001/1100/51040), contingent upon encumbrance of funds.**

Maughan moved, Buchanan seconded; motion carried unanimously to approve the following items:

Memorandum of Understanding between Oklahoma County Sheriff's Office (OCSO) and Santa Fe South High School for the provision of one (1) school resource officer. The assignment of the Deputy from OCSO shall begin August 5, 2010, and end at the close of school business on May 26, 2011. Santa Fe South High School agrees to reimburse OCSO from the period of August 5, 2010, until May 26, 2011, for the salary and benefits of the assigned deputy. One hundred and eighty (180) school days billed at \$193.58 per day for a total of \$34,844.40, will adjust month and amount according to placement at school and attendance.

Memorandum of Understanding between Oklahoma County Sheriff's Office and Deer Creek Public Schools for the provision of two (2) School Resource Officers. Deer Creek Public Schools agrees to reimburse the OCSO for the salary and benefits of the assigned Deputies from the period of August 17, 2010 until May 24, 2011. One hundred and seventy-five (175) school days billed for each Deputy. OCSO will be reimbursed at a rate of \$192.46 per day, for first deputy for a total of \$33,680.50 and \$210.15 for the second deputy for a total of \$36,776.25, will adjust month and amount according to placement at school and attendance.

Memorandum of Understanding between Oklahoma County Sheriff's Office (OCSO) and Jones Public Schools for the provision of one school resource officer. The assignment of the deputy from OCSO shall begin August 16, 2010, and terminate at the close of school business on May 20, 2011. Reimbursement for the Deputy's services will be billed monthly by invoice at the end of each pay period beginning in August 2010, and concluding May 2011. During the course of this agreement there are one hundred and seventy five (175) school days billed at a total of one dollar (\$1.00). Will adjust month and amount according to placement at school and attendance.

Maughan moved, Buchanan seconded; motion carried unanimously to approve the following items:

Contract renewal between Oklahoma County Sheriff's Office and Global Software for annual maintenance for Global mReach AVL Software. Agreement shall begin on July 1, 2010 and terminate on June 30, 2011. Requisition No. 11007063 has been

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issued to Global Software Corporation in the amount of \$2,772.00 from Sheriff Service Fee/Sheriff/Telecommunications Svcs (1160/5100/54021), contingent upon encumbrance of funds.

Contract renewal between Oklahoma County Sheriff's Office and Addtronics for annual agreement for Data Card CP80 ID Printer, s/n P70340. Agreement shall begin on July 1, 2010 and terminate on June 30, 2011. Requisition No. 11007053 has been issued to CW Cook Inc., dba Addtronics Business Systems in the amount of \$2,545.00 from Sheriff Service Fee/Courthouse Security/Equipment-Vendors Maint (1160/5160/54157), contingent upon encumbrance of funds.

Contract renewal between Oklahoma County Sheriff's Office and Utility Data Services, Inc., for data search services for locating defendants with outstanding warrants. Agreement shall begin July 1, 2010, and terminate on June 30, 2011. Requisition No. 11007080 has been issued to Utility Data Services, Inc., in the amount of \$6,600.00 from Sheriff Service Fee/Sheriff/Professional Services-Other (1160/5100/54455), contingent upon encumbrance of funds.

Contract renewal between Oklahoma County Sheriff's Office and Voice Products, Inc. for annual maintenance 24 hours, 7 days a week for the Racal/Nice Wordnet Series 2 Recorder with 24 channels and 2 DVD drives with accessories. Agreement shall begin on July 1, 2010 and terminate on June 30, 2011. Requisition No 11007081 in the amount of \$5,183.24 has been issued to Voice Products, Inc. from Sheriff Service Fee/Sheriff/Equipment-Vendors Maint (1160/5100/54157), contingent upon encumbrance of funds.

Contract renewal between Oklahoma County Sheriff's Office and Francotyp-Postalia Inc. for Rental of FPT-1000 Postage Meter, FP 5li Postage Scale and envelope moistener-stand-catch tray. Agreement shall begin July 1, 2010, and terminate on June 30, 2011. Requisition No. 11007060 has been issued to Francotyp-Postalia Inc. in the amount of \$359.40 from Sheriff Special Revenue Fund/Prisoner Boarding Fee/Equipment-Other (1161/5110/54109), contingent upon encumbrance of funds.

Contract renewal between Oklahoma County Sheriff's Office and Faronics Technologies, USA for annual maintenance agreement on Deep Freeze Standard Maintenance Package Subscription renewal for 65 licenses. Agreement shall begin July 1, 2010, and terminate on June 30, 2011. Requisition No. 11007059 in the amount of \$352.17 has been issued to Faronics Technologies USA, Inc. from Sheriff Service Fee/Sheriff/Computer Equipment-Vendor Maint. (1160/5100/54158), contingent upon encumbrance of funds.

Contract renewal between Oklahoma County Sheriff's Office and ALLDATA for annual maintenance of subscription for Series 295 ALLDATA Information System with quarterly updates. Agreement shall begin August 15, 2010, and terminate June 30, 2011. Requisition No. 11007057 has been issued to ALLDATA LLC. in the pro-rated amount of \$1,308.38 from Sheriff Service Fee/Fleet/Subscriptions (1160/5105/54030), contingent upon encumbrance of funds.

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Contract renewal between the Oklahoma County Sheriff's Office and MSC Technologies Inc. for annual maintenance for APC 40 KW Symmerta PX uninterruptible power supply, serial No. PD0615240269. Agreement shall begin July 1, 2010, and terminate June 30, 2011. Requisition No. 11007069 has been issued to MSC Technologies, Inc. in the amount of \$3,462.00 from Sheriff Service Fee/Sheriff/Equipment-Vendors Maint. (1160/5100/54157), contingent upon encumbrance of funds.

Contract renewal agreement between Oklahoma County Sheriff's Office and UniFirst Holdings, Inc. for maintenance for fleet shop towel service. Agreement shall begin on July 1, 2010 and terminate on June 30, 2011. Requisition No. 11007077 has been issued to UniFirst Holdings, LP in the amount of \$822.90 from Sheriff Service Fee/Sheriff/Professional Services Other (1160/5105/54456), contingent upon encumbrance of funds.

Contract renewal between the Oklahoma County Sheriff's Office and US Fleet Tracking Corp. for annual maintenance and service for AVL Server Software. Agreement shall begin July 1, 2010, and terminate June 30, 2011. Requisition No. 11007079 has been issued to US Fleet Tracking, LLC, in the amount of \$14,000.00 from Sheriff Service Fee/Sheriff/Telecommunications Services (1160/5100/54021), contingent upon encumbrance of funds.

Contract renewal between the Oklahoma County Sheriff's Office and MSC Technologies, Inc. for annual maintenance agreement for the APC/MGE UPS "Advantage Ultra" Service Agreement, to include twice yearly full battery preventative maintenance visits, for the Galaxy 30 KVA UPS, Serial No. A09-10025 located in 1B of the Detention Center. Agreement shall begin July 1, 2010, and terminate June 30, 2011. Requisition No. 11007068 has been issued to MSC Technologies Inc. in the amount of \$3,360.00 from Special Revenue Fund/Prisoner Boarding Fee/Equipment-Vendors Maint. (1161/5110/54157), contingent upon encumbrance of funds.

Contract renewal between the Oklahoma County Sheriff's Office and RB Akins Company for annual full service maintenance includes six (6) bi-monthly inspection and test visits per year. All parts, maintenance & service, including emergency service is included for the Liebert PH125AUA10 s/n 154389-001, DCDF216A condensor on Liebert Equipment at the Detention Center. Agreement shall begin July 1, 2010, and terminate June 30, 2011. Requisition No.11007074 has been issued to RB Akins Company for the amount of \$2,118.00 from Sheriff Special Revenue Fund/Facility Maintenance/Equipment-Vendors Maint. (1161/5108/54157), contingent upon encumbrance of funds.

Contract renewal between Oklahoma County Sheriff's Office and Smith's Detection for annual maintenance for x-ray machines. Agreement shall begin on July 1, 2010 and terminate on June 30, 2011. Requisition No. 11007076 has been issued to Smiths Detection Inc. in the amount of \$23,428.00 from Sheriff Service Fee/Court Security/Grounds & Vendor Maint (1160/5160/54156), contingent upon encumbrance of funds.

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Contract renewal between Oklahoma County Sheriff's Office and InterAct Public Safety Systems for annual maintenance and service for Packet Cluster Software. Agreement shall begin on July 1, 2010 and terminate on June 30, 2011. Requisition No. 11007064 in the amount of \$12,549.48 has been issued to Colossus Inc., DBA Interact Public Safety Systems from Sheriff Service Fee/Sheriff/Telecommunication-Vendor Maint (1160/5100/54159), contingent upon the encumbrance of funds.

Contract renewal between Oklahoma County Sheriff's Office and Lexis-Nexis, a division of Reed Elsevier, Inc. for Law Database Access, Oklahoma Enhanced with Full Shepard for two users for account No. 11671J. Agreement shall begin on July 1, 2010, and terminate on June 30, 2011. Requisition No. 11007065 in the amount of \$3,144.00 has been issued to Lexis-Nexis, a Division of Reed Elsevier Inc., from Special Revenue Fund/Prisoner Boarding/Subscriptions (1161/5110/54030), contingent upon encumbrance of funds.

Contract renewal between Oklahoma County and MSC Technologies, Inc. for annual maintenance for Powerware 10 KVA UPS System to include battery replacements in computer room of Detention Center Serial No. FD10K05189. Agreement shall begin July 1, 2010, and terminate June 30, 2011. Requisition No. 11007066 has been issued to MSC Technologies Inc. in the amount of \$2,280.00 from Sheriff Service Fee/Sheriff/Equipment-Vendors Maint. (1160/5100/54157), contingent upon encumbrance of funds.

Maughan moved, Buchanan seconded; motion carried unanimously to approve all claims, list available for inspection in the office of the County Clerk, Room 201.

Maughan moved, Buchanan seconded; motion carried unanimously to approve Resolution No. 104-10 approving Blanket Purchase Orders as submitted by each department, list available for inspection in the office of the County Clerk, Room 201.

No Citizen participation

Joe Blough, Chief Deputy, District No. 1, requested the following item be heard prior to Executive Session.

David Hennessey and Lyle Hennessey addressed the Board regarding their support of installation of No Parking signs along Boucher Road.

Buchanan moved, Maughan seconded; motion carried unanimously to approve installation of "NO PARKING" signs along Boucher Road. Boucher Road was accepted as a public road on January 2, 2010.

No Commissioner comments/general remarks.

No New business.

Maughan moved, Buchanan seconded; motion carried unanimously to receive the following bids as amended, and return them to the Purchasing Agent for tabulation and recommendation:

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CW11088 – Window Cleaning Services

Landers Window Cleaning

CW11025-1 – Highway Material Supplies

General Materials

A & A Trucking

Bridge and Highway Materials

Haskell Lemon Construction Co.

Lafarge Cement

Vance Brothers

Fensco, Inc.

Logan County Asphalt Co.

PMST

Martin Marietta Materials Inc.

Silver Star Construction

Scottwood Industries

Dale Brown Inc.

Dub Ross Company Inc.

Water Products of Oklahoma

Dolese Brothers

T.J. Campbell

CW11057 – Uniform Service & Rental

Aramark Uniform Services

Unifirst

CW10041B – Plumbing Supplies

Central Oklahoma Winnelson Co.

Interline Brands

Marks Plumbing Parts

CW11042 – Ceiling Tiles, Accessories & Installation - Stricken

CW11061-- Uniforms for Juvenile Bureau

Bob Barker Company

Galls

Award Excellence

Orchid Uniform Retail Sales LLC

Cops Products LLC

Uniforms Mfg. Inc.

Henry Direct

CW10050 – Federal Financial Participation Grant Writing Services

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Justice Benefits

CW11083– Copiers

BMI + ImageNet
Fuzzells Business Equipment
OCE North America
Xerox Corporation
R.K. Black, Inc.
Image Works of Oklahoma
Standley
Oklahoma Office Systems
Smart Image Systems
Konica Minolta
Summitt Business Systems
Ricoh Business Solutions

Maughan moved, Buchanan seconded; motion carried unanimously to go into 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 Tamika Colbert, *et al* v Board Of County Commissioners of the County of Oklahoma, *et al*. Case No. CIV-2008-1216 regarding appointment of Commissioner for settlement conference.

The Board returned at 10:08 a.m.

Maughan moved, Buchanan seconded; motion carried unanimously to direct the District Attorney to proceed as discussed in Executive Session regarding confidential communications with Board's Attorney to discuss Tamika Colbert, *et al* v Board Of County Commissioners of the County of Oklahoma, *et al*. Case No. CIV-2008-1216 to designate Chairman Ray Vaughn, County Commissioner, District No. 3, as the representative for upcoming hearing.

Maughan moved, Buchanan seconded, motion carried unanimously to adjourn at 10:11 a.m. until 9:00 a.m., Wednesday, June 9, 2010.

BOARD OF COUNTY COMMISSIONERS
OKLAHOMA COUNTY, OKLAHOMA

Raymond L. Vaughn, Jr., Chairman

ATTEST:

Carolynn Caudill, County Clerk and Secretary to the Board