

MINUTES OF REGULAR SCHEDULED MEETING OF THE BOARD OF COUNTY COMMISSIONERS, ROGERS COUNTY COURTHOUSE, 219 SOUTH MISSOURI, COMMISSIONER'S MEETING ROOM 1-109, CLAREMORE, OKLAHOMA, MONDAY, NOVEMBER 10, 2008, AT 9:00 O'CLOCK A.M.

Notice of said meeting was filed in the Office of the County Clerk on Thursday, November 6, 2008, at 3:10 P.M. and posted on the Courthouse Bulletin Board; Outside the Commissioner's Meeting Room; on the Exterior Window at the Southeast Entrance and Front Door Entrances to the Courthouse and on the Wheelchair Ramp Door.

- ITEM 1: CALL TO ORDER:
Chairman Dan DeLozier called the meeting to order at 9:00 A.M.
- ITEM 2: ROLL CALL:
Chairman Dan DeLozier, Commissioner Mike Helm and Commissioner Kirt Thacker were all present.
- ITEM 3: FLAG SALUTE:
Commissioner Thacker led the salute and Pledge of Allegiance to the American Flag.
- ITEM 4: PRAYER:
Commissioner Helm said a prayer.
- ITEM 5: APPROVAL OF MINUTES: November 3, 2008
Commissioner Helm made a motion to approve the minutes from November 3, 2008, as presented. Chairman DeLozier seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
- ITEM 6: UNFINISHED BUSINESS: None presented.
- ITEM 7: ZONING: None presented.
- ITEM 8: PLATS: None presented.
- ITEM 9: ROADS AND BRIDGES: None presented.
- ITEM 10: CASH FUND ESTIMATE OF NEEDS AND REQUEST FOR APPROPRIATIONS: None presented.
- ITEM 11: TRANSFER OF FUNDS: None presented.
- ITEM 12: UTILITY PERMITS:
1. Cox Communications of Tulsa – installing alpha underground power supply at 7272 North 195th East Avenue and hand trench 30” and trench will be 10 to 15 feet in length to set pre-cast pad and install 2 to 8 foot ground rods in Section 31, Township 21 North, Range 15 East of the I.B.&M., Rogers County, in District #2 -
Commissioner Helm stated this permit was Cox Communications following the guidelines for the county and noted that the permit must be present with the applicant at all time and the roadway must be put back to the original state before the sight was disturbed. Commissioner Helm made a motion to approve. Commissioner Thacker seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.
- ITEM 13: CLAIMS:
1. Salaries –
a. Bob Anderson, 250 hours comp hours @ 18.49 hourly = \$4622.50
Bob Anderson with Emergency Management, was present at the meeting. Commissioner Helm inquired from as to where he was turning in the time sheets for the Emergency Management office, because this is the first time I've saw the comp time and Commissioner Thacker instructed you to turn your time sheets in to the Commissioner's office about a year and a half ago? Anderson replied, we were turning them into the Commissioner's Office, but in February 2008, started turning them in directly to the County Clerk's office so that we could get our payroll checks. Commissioner Helm asked when did you start turning them in to the County Clerk's office? Anderson replied when he talked to Chairman DeLozier about it. Chairman

DeLozier stated that he told Anderson to just turn the time sheets in to the County Clerk's Office and I haven't seen a reason to suspect there was a problem. Commissioner Helm continued that he was talking about the comp time. Chairman DeLozier replied that he knows there is a lot of nights that I'm out that I here Anderson on the radio, I know he is out, I don't know exactly when because I don't keep up with it that close. Anderson replied that he has the Sheriff's office log when he has to go out. Chairman DeLozier continued that at night time, there is no one in the Commissioner's office that would know if he had been out anyway to approve it. Chairman DeLozier continued, that during the flooding, I heard him out, I see him out during all times of the night, especially during the courthouse flooding. DeLozier asked, and as for brining the time sheets in here and okaying them, who is going to do that? Helm replied, you. Chairman DeLozier stated that he can okay the time sheets in the Clerk's office just as easy as he can in the Commissioner's office. Commissioner Helm stated that when you two first came into office, we told all the personnel that reports to us, to put all their paperwork through the Commissioner's office so we could watch over it. Commissioner Helm continued, that when his guys get so many hours on comp time, I tell them they have to take off. And I haven't seen Bob's comp time until now or within the last two weeks, this would have been the time to tell him you need to take some time off, unless we are changing policy today. Commissioner Thacker stated that is where he has a problem with it. I really don't have a problem, you're the Chairman and if that is the way you want him to handle it, that's ok. My problem is that we don't pay for comp time, unless someone is terminated or resigns and they have comp time coming. If we're changing policy, the next thing will be every employee will want to be paid for their comp time. I've got an employee that has almost 200 hours comp time, and I try to limit them to 80 hours, but Bob's situation, he is basically on-call and if there is an emergency, floods or whatever, you cannot keep under the 200 hours. But the way to handle it is to make sure they take some time off. Chairman DeLozier asked Anderson how many hours did you have at the first of the year? Anderson replied 500 hours comp time. DeLozier continued that is when they were coming through the Commissioner's office for approval? Anderson replied, yes sir. Anderson continued that this is the first time since 1996 that we have had seven presidential disasters in Rogers County and that in itself is unique. We have never had this problem before. I'm just trying to get my comp hours down and every time I try to take off, another disaster occurs. Anderson continued that he was just going by the rules for overtime compensation for employees that was drafted by the District Attorney's office, when Gene (Haynes) was an assistant. Anderson continued that he was shooting for just 250 comp hours, because he felt he would have to write off the other 250 hours. Anderson stated that he felt this was something unique for his office and maybe it should be looked at in every office or department. Commissioner Helm stated that anything to do with policy has to go through the Commissioner's office and if we're changing the policy, we need to change the policy first and that is not on the agenda for a policy change. The Emergency Management office has an assistant to cover if you are off and if it means you have to take off, then you take off. Commissioner Thacker made a motion to **deny** based upon current policy and procedures and have Bob (Anderson) start taking time off. Commissioner Helm seconded the motion and also stated that being effective now taking the time off. Anderson reminded the Board that the money was not coming out of county funds, this is money in the cash account from previous disasters where they paid us for the overtime we were working. The money is available in the cash account and the way I understand the policy from the D.A.'s office, that's why I turned it in. Commissioner Helm stated that as employer to employees, it is the policy of the Board to make the decisions. The D.A. will give an opinion or his input, but it is the Board that makes the policy and the policy has not been changed. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried. Chairman DeLozier stated that we need to look at it through Emergency Management and see what there is and look to see if there is anything different as far as exemptions or exceptions to things.

b. Susie Rain, 170 comp hours @ 16.00 hourly = \$2720.00

NOTEtabled from November 3, 2008, meeting***

Commissioner Thacker made a motion to **deny** based upon current policy and procedures with Commissioner Helm seconding the motion. Anderson reminded the Board that he still has three weeks vacation plus the 500+ comp hours, will that be extended after the first of the year, that is why I turned some of this in. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

c. Sheriff's jail account \$200.00 per month raises retro to July 1, 2008 – Commissioner Thacker made a motion to approve. Commissioner Helm seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

2. Attendant Care – None presented.

ITEM 14: BLANKET PURCHASE ORDERS:

1. Materials, Supplies, Parts, Groceries & Prescriptions –
Sheriff's civil fee account: Speedy Lube, \$250.00; District #2: Mack Truck Sales, \$10,000; District #3: R & S Auto Parts, \$750.00; Sheriff's jail: Correctional Dental Services,

\$1250.00; Froman Oil Company, \$700.00 and Sheriff's civil fee account: Froman Oil Company, \$3500.00 - Commissioner Helm stated that the blanket purchase order issued to Mack Truck Sales was done just in case the truck was not under warranty and if a purchase order had to be made at a later date, it would be encumbered in the proper time. Commissioner Helm made a motion to approve the blanket purchase orders as presented. Commissioner Thacker seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

2. Orders Exceeding Amount of Issuance – None presented.

ITEM 15: AGENDA ITEMS:

1. Discussion with possible action on Approval of amendment to the health insurance student status for 2009 –

Commissioner Helm made a motion to approve. Chairman DeLozier seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

2. Discussion with possible action on Rescinding Bid #0491 – Spreaders – awarded on October 27, 2008 –

Commissioner Thacker stated that the bid was awarded to the only bidder that submitted a bid, and part of the bid specs were to include the installation of the sand spreader. And when we called the successful bidder to tell them we were ready, they didn't have a way to put the sander in the truck and if this is something that they do everyday, one would think that they have the right equipment. Commissioner Thacker made a motion to rescind the awarding of the bid on #491 spreaders and re-bid. Commissioner Helm seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

3. Approve/disapprove Resolution for Disposing of Equipment for Rogers County Clerk on HP Laserjet 1200 SE Printer, sn#CNC3112338 to be junked –

Commissioner Thacker made a motion to approve. Commissioner Helm seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

4. Discussion with possible action on presentation of Citation to Rhonda Sellers, Area Manager, A T & T -

Commissioner Thacker made a motion to approve. Commissioner Helm seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 16: PUBLIC COMMENTS AND RESPONSES FROM BOARD MEMBERS: Limited to specific items on the Agenda that are listed and discussed at this meeting and limited in duration at the discretion of the Chairman -

ITEM 17: PAYMENT OF PURCHASE ORDERS FROM ALL DEPARTMENTS:
(Materials, Supplies, Parts, Groceries & Prescriptions)***NOTE***see attached list of all claims that were approved for payment on Monday, November 10, 2008***Commissioner Helm made a motion to approve payment of all purchase orders from all departments as presented. Commissioner Thacker seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried.

ITEM 18: NEW BUSINESS:

1. Consideration and possible action with respect to any other matters not known about or which could not have been reasonably foreseen prior to posting the agenda – None presented.

ITEM 19: RECESS OR ADJOURNMENT:

Chairman DeLozier made a motion to adjourn the meeting. Commissioner Helm seconded the motion. Roll Call: DeLozier-aye, Helm-aye, Thacker-aye. Motion carried. Meeting was adjourned at 10:41 A.M.

BOARD OF COUNTY COMMISSIONERS
ROGERS COUNTY, OKLAHOMA

By: _____
Peggy Armstrong, Rogers County Clerk

(SEAL)