

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, APRIL 6, 2009, AT 9:00 O'CLOCK A.M.

Notice of said meeting was filed in the Office of the County Clerk on Thursday, April 2, 2009, at 2:51 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; on the Wheelchair Ramp Door and on the county web site.

- ITEM 1: CALL TO ORDER:
Chairman Mike Helm called the meeting to order at 9:03 A.M.
- ITEM 2: ROLL CALL:
Chairman Mike Helm and Commissioner Dan DeLozier were present.
Commissioner Kirt Thacker arrived at 9:06 A.M.
- ITEM 3: FLAG SALUTE:
Commissioner DeLozier led the salute and Pledge of Allegiance to the American Flag.
- ITEM 4: PRAYER:
Chairman Helm said a prayer.
- ITEM 5: APPROVAL OF MINUTES: March 30, 2009 and March 31, 2009
Commissioner DeLozier made a motion to approve the minutes from March 30, 2009, and March 31, 2009, as presented with Chairman Helm seconding the motion. Roll Call: Helm-aye, DeLozier-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:
1. District #2 One Cent M&O to Lease Purchase - \$3318.13
2. District #1 One Cent M&O to Lease Purchase - \$2812.74
3. District #3 Unrestricted Highway M&O to travel - \$1000.00
Commissioner DeLozier made a motion to approve Items 1, 2 & 3 under transfer of funds as presented with Chairman Helm seconding the motion. Roll Call: Helm-aye, Thacker-aye, DeLozier-aye. Motion carried.
- ITEM 12: UTILITY PERMITS:
1. A T & T – trenching & boring starting at the SE/corner of Section 26, Township 21 North, Range 14 East of the I.B.&M., then trench and bore on the west side of North 177th East Avenue across East 76th Street North approximately 60 feet in District #2 –
Chairman Helm stated that since the meeting with the A T & T area manager the permits have been working. Chairman Helm continued that since this permit was for boring/trenching only, made a motion to approve the utility permit as presented with Commissioner DeLozier seconding the motion. Roll Call: Helm-aye, DeLozier-aye. Motion carried.
- ITEM 13: CLAIMS:
1. Salaries – None presented.
2. Attendant Care –
a. Sandra Epperson, Attendant Care Time Sheet for January 2009 for \$75.00
for \$1680.00 –
b. Sandra Epperson, Home Bound Detention Time Sheet for January 2009
c. Sandra Epperson, Home Bound Detention Time Sheet for March 2009 for \$1,905.00 –

Commissioner DeLozier made a motion to approve the 3 attendant care claims of Sandra Epperson as presented with Chairman Helm seconding the motion. Roll Call: Helm-aye, DeLozier-aye. Motion carried.

NoteCommissioner Thacker arrived at 9:06 A.M.***

ITEM 14: BLANKET PURCHASE ORDERS:

1. Materials, Supplies, Parts, Groceries & Prescriptions –
Sheriff: general fund vehicle maintenance, Froman Oil, \$3500.00 and Sheriff's jail vehicle maintenance, Froman Oil, \$500.00 - Commissioner DeLozier made a motion to approve the blanket purchase orders as presented with Commissioner Thacker seconding the motion. Roll Call: Helm-aye, Thacker-aye, DeLozier-aye. Motion carried.
2. Orders Exceeding Amount of Issuance – None presented.

ITEM 15: AGENDA ITEMS:

1. Discussion with possible action on approval of Resolution #2009-18 for Organization Resolution and Agreement for Credit Card Program through UMB Visa Business or Commercial Credit Card on behalf of Rogers County Sheriff's Office –
Peggy Armstrong, Rogers County Clerk, explained that the Board had approved new credit cards for the Sheriff's Office at their March 16, 2009, meeting, but an e-mail was received from UMB Visa Business Credit Card Application, stating that a resolution and agreement needed to be approved and signed by the Board. Armstrong continued that Assistant District Attorney, Barry Farbro had approved and signed off on as to the form.
There was discussion about whether the visa cards were for the sheriff and under-sheriff only, or could deputies use them for out of county travel purposes on transports. District Attorney, Gene Haynes, stated that he believed state law was for the sheriff and under-sheriff only.

Armstrong presented the Board with copies of statutes taken from the Purchasing Handbook for "County Sheriff Purchases by Credit Cards" Title 19 O.S. § 1506-1507. Haynes stated that he was not familiar with that statute and informed the Board that he would research it further, but recommended adopting the resolution/agreement today, so that the cards could be issued.

Sheriff Walton asked the Board to approve the resolution/agreement also, because he would be having a deputy making a long transport trip to Texas next month, so the cards could get issued and hoped that Haynes found that the deputies could also use the credit card to help defray their costs for fuel when they were out on runs.

Chairman Helm made a motion to approve Resolution #2009-18 as presented with Commissioner Thacker seconding the motion. Roll Call: Helm-aye, Thacker-aye, DeLozier-aye. Motion carried.

2. Approve/disapprove County Clerk's Cashbook and Summary Report to the Rogers County Commissioners for March 2009 –

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

3. Discussion with possible action to enter Executive Session for the purpose of confidential communications between a public body and its attorney concerning a pending investigation, claim, or action, if the public body, with the advice of their attorney, determines 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, as authorized by Title 25 O.S. §307(B)(4), to wit: unpaid overtime/unused comp time wages of James Darrin Hester –

District Attorney, Gene Haynes, recommended to the Board that they enter executive session. Chairman Helm made a motion to adjourn regular session and enter executive session with Commissioner DeLozier seconding the motion. Roll Call: Helm-aye, Thacker-aye, DeLozier-aye. Motion carried and the Board entered Executive Session with their attorney Gene Haynes, Sheriff Scott Walton, sheriff's office employee Pam Rue and County Clerk, Peggy Armstrong at 9:24 A.M.

4. Motion and vote to adjourn Executive Session and enter Regular Session –
Commissioner Thacker made a motion to adjourn Executive Session and enter Regular Session with Chairman Helm seconding the motion. Roll Call: Helm-aye, Thacker-aye, DeLozier-aye. Motion carried and the Board adjourned Executive Session and entered Regular Session at 11:15 A.M. Chairman Helm called regular session back to order at 11:16 A.M. with Commissioner Thacker and Commissioner DeLozier also present.

5. Discussion and possible action with respect to any matter considered and discussed with the Board's attorney during Executive Session – No action taken.

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 -

NOTECommissioner DeLozier left the meeting for a previous engagement at 11:39 A.M.***

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, April 6, 2009*** Commissioner Thacker made a motion to approve payment of all purchase orders from all departments as presented with Chairman Helm seconding the motion. Roll Call: 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 –

Commissioner Thacker stated that for next week's agenda he was informing the Board that he was requesting these items be placed on the agenda.

Adopting a policy and procedures manual for the county and the adopting the state policy on per diem travel that District Attorney, Gene Haynes recommended using.

ITEM 19: RECESS OR ADJOURNMENT:

Commissioner Thacker made a motion to adjourn the meeting with Chairman Helm seconding the motion. Roll Call: Helm-aye, Thacker-aye. Motion carried. Meeting was adjourned at 12:40 P.M.

BOARD OF COUNTY COMMISSIONERS
ROGERS COUNTY, OKLAHOMA

By: _____
Peggy Armstrong, Rogers County Clerk

(SEAL)