

NOTICE OF REGULAR MEETING

BOARD OF COUNTY COMMISSIONER'S FOR ROGERS COUNTY, OKLAHOMA

PLACE: Rogers County Courthouse, 219 South Missouri, Room 1-109, Claremore, Oklahoma

DATE & TIME: Monday, June 22, 2009, at 9:00 O'clock A.M.

MINUTES

ITEM 1: CALL TO ORDER:

ITEM 2: ROLL CALL TO ESTABLISH QUORUM:

Determine that Notice of Meeting and Agenda were properly posted in accordance with the Oklahoma Open Meeting Act.

Chairman Mike Helm, Commissioner Kirt Thacker and Commissioner Dan DeLozier were present and quorum was established.

ITEM 3: FLAG SALUTE:

Commissioner DeLozier led the salute and Pledge of Allegiance to the American Flag.

ITEM 4: PRAYER:

Sheriff Scott Walton said a prayer.

ITEM 5: APPROVAL OF MINUTES: June 15, 2009

Commissioner Thacker made a motion to approve the minutes from June 18th, 2009 as presented with chairman Helm seconding the motion. Roll Call: Helm – aye, Thacker – 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:

1. Discussion with possible action on Engineering Contract by and between the Board of County Commissioners and Guy Engineering Services, Inc., for roadway improvement project on North 193rd East Avenue from SH-266 (Port Road) to East 76th Street North –

John Blickensdefer with Guy Engineering stated this was the Engineering contract for the roadway improvement project, from the resolution that was approved last week by the Board of County Commissioners. This is a Surface Transportation Program Project that has been approved for 2012 for \$1,000,000.00. Chairman Helm said this was in District #2 and made a motion to approve the contract with Commissioner Thacker seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried.

2. Discussion with possible action on Approval of ODOT Claim form 342A for request of payment #3 in the amount of \$10,240.00 through CBRI Funds from Guy Engineering Services, Inc., for submittal of Preliminary Plans on Bridge #98 over Elm Creek as Project #STP-166C(210)CO; State Job #25427(04) – *(***Note this item was tabled from June 15th, 2009 meeting ***)*.

John Blickensdefer with Guy Engineering said this was a request for payment for services rendered on Bridge #98 over Elm Creek. Chairman Helm said this was in District #2 and made a motion to approve the claim with Commissioner Thacker seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

3. Discussion with possible action on John Blickensderfer with Guy Engineering Services, Inc., giving updates and information on Circuit Engineering District #1 - *(***Note this item was tabled from June 15th, 2009 meeting ***)*.

John Blickensdefer with Guy Engineering stated the next Circuit Engineering District #1 meeting will be July 14th, @ 4:00p.m. at the ACCO Conference in Oklahoma City. He gave a brief update concerning the road projects that are now in process for Rogers County. He also explained that the TIGER Discretionary Grants are being submitted together with other counties in the CED #1. Discussion only – no action taken

ITEM 10: CASH FUND ESTIMATE OF NEEDS AND REQUEST FOR APPROPRIATIONS:
None Presented

ITEM 11: TRANSFER OF FUNDS:

1. Assessor personal services \$6800.00; Assessor part-time help \$8000.00; Assessor Capital Outlay \$5000.00 to Assessor M&O = \$19,800 total –
Assessor Anderson stated this transfer is to have the end of year carry-over money in M & O for a mapping project.. Chairman Helm made a motion to approve the transfer as presented with Commissioner DeLozier seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried
2. Assessor Visual Inspection travel \$800.00 and M&O \$7000.00 to Assessor Visual Inspection Capital Outlay - \$7800.00 total –
Assessor Anderson informed the board that she is purchasing a new copier and needs this money to be available in Capital Outlay for that purchase. Chairman Helm made a motion to approve the transfer with Commissioner Thacker seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried
3. District #2, 1 Cent Sales Tax Capital Outlay to 1 Cent Sales Tax M & O - \$70,000.00
Chairman Helm stated this money was needed in M & O due to end of year and made the motion to approve and Commissioner DeLozier seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried
4. District #2 T-Highway M & O \$5000.00 and District #3 T-Highway M & O \$5000.00 to District #1,2,3 (Sign Account) M & O - \$10,000.00 total -
Chairman Helm stated that Lee Francis, the sign man needed to make supply purchases before the end of the year. Commissioner DeLozier question as to whether is could be paid from the One Cent Sales Tax. Commissioner Thacker asked to change his transfer from One Cent Sales Tax instead of T-Highway – Chairman Helm made a motion to amend the transfer to \$5,000.00 from his M & O only with Commissioner DeLozier seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

ITEM 12: UTILITY PERMITS: - None presented

ITEM 13: CLAIMS:

1. Salaries – June 2009
Chairman Helm asked there were any transfers, terminations or resignations. Payroll Clerk was called to verify changes. Only termination was Deputy Derick Wichita. Sheriff Walton was aware of termination and pay claim. Chairman Helm made a motion to approve the salary claims with Commissioner Thacker seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried
Chairman Helm amended this motion to include Fringe Benefit Claims for Robin Anderson, Rebecca Muratet, Allen Carter and Benny King with Commissioner Thacker seconding the motion. . Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried
2. Attendant Care – None presented

ITEM 14: BLANKET PURCHASE ORDERS:

1. Materials, Supplies, Parts, Groceries & Prescriptions –
 - T Highway, District #1 - Everett Terry \$200.00
 - Emergency Management – Froman Oil \$400.00
 - Sheriff General Vehicle Maintenance – Froman Oil \$1,200.00
 - Sheriff General Vehicle Maintenance – District #1 \$2,000.00
 - Sheriff General Vehicle Maintenance – District #2 \$2,000.00
 - Sheriff General Vehicle Maintenance – District #3 \$2000.00
 - Sheriff Jail Vehicle Maintenance – Froman Oil \$300.00
 - Sheriff Jail Vehicle Maintenance – District #3 \$1,000.00Commissioner Thacker made a motion to approve the blanket purchase orders as presented with Commissioner DeLozier 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 Renewing present Contract for Economic Development Services with Rogers County Industrial Authority for the year beginning July 1, 2009 through June 30, 2010, all in accordance with Contract now on file in the Rogers County Clerk's Office originally approved on December 28, 1998 –

Don Cochran with Rogers County Industrial Authority was present. He stated that RCIDA has been working with Rogers County for 29 years. Have several companies interested in coming to Rogers County from California, Colorado and the U. K. Commissioner Thacker made a motion to approve the renewing of the present contract with RCIDA with Chairman Helm seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

2. Discussion with possible action on Approval of Application being sought to sell alcohol, alcoholic beverages, wine or beer under Licensee Name: Beaver Enterprises, LLC and doing business as: Dam Saloon, located at 8013 East Highway 88, Oologah, Ok 74053 – Applicant not present. Tabled until further notice.

3. Approve/disapprove Resolution #2009-36 Approving Receiving Agents for fiscal year 2009-2010 –

Commission Thacker made a motion to approve the Receiving Agents as presented with Chairman Helm seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

4. Approve/disapprove Resolution #2009-37 Approving Requisitioning Purchasing Officers for fiscal year 2009-2010 –

Commission Thacker made a motion to approve the Requisitioning Purchasing Officers as presented with Chairman Helm seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

5. Approve/disapprove Independent Contractor Agreement by and between Rogers County Health Department and C & M Landscape, Charles McCaskey –

6. Approve/disapprove Independent Contractor Agreement by and between Rogers County Health Department and Robyn Harris, Dental Assistant –

7. Approve/disapprove Independent Contractor Agreement by and between Rogers County Health Department and Darryl Reed, D. D. S. –

8. Approve/disapprove Independent Contractor Agreement by and between Rogers County Health Department and Fran Hrdlicka, R. N.

9. Approve/disapprove Independent Contractor Agreement by and between Rogers County Health Department and Lynn Robinson, Maintenance –

Commissioner Thacker made a motion to approve Items #5 thru #9 with Commissioner DeLozier seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

Chairman Helm made a motion to recess for 15 minutes. Commissioner DeLozier seconded the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried – Meeting recessed @ 10:05a.m.

Chairman Helm called the recessed meeting back to order @ 10:20a.m. Roll Call: Helm – here, Thacker – here, DeLozier – here.

10. Accept resignation of Excise Board nominee Ted VanCuren approved on May 4th, 2009 –

Commissioner Thacker read the letter of resignation from Mr. VanCuren. Commissioner DeLozier made the motion to accept the resignation with Commissioner Thacker seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

11. Approve/disapprove request of Judge Sheila Condren, Judge Dwayne Steidley, and Claremore Police Chief Mickey Perry to assemble a committee to consider the needs, possible solutions and financing for the Roger County Courthouse, Rogers County Jail, as well as a County-wide 911 Dispatch Facility, and to make recommendations to the Board of Commissioners regarding the same –

Judge Dwayne Steidley, Judge Sheila Condren, and Claremore Police Chief Mickey Perry were present. Discussion was to assemble a committee of 11 citizens from Rogers County, each commissioner selecting two (2) each with the remainder being selected by Judge Steidley, Judge Condren and Chief Perry. The committee would get a census of what was needed in Rogers County, where it would be feasible to add buildings and how to approach the funding issue. All were in agreement that a new, larger Courthouse is needed due to lack of office space, safety issues and security. One Judge does not have a Courtroom and has to plan his docket around the other judges and their schedules. When a jury pool is called, there is no room for them to sit until they are called for a potential case. Also, the prisoners from the jail are brought to the Courthouse and have to walk thru the crowded halls which is a safety and security risk. Judge Steidley said in the ten (10) years he has been in the courthouse, he has seen a tremendous change in the congestion and amount of people in the courthouse, especially on court days. Commissioner Thacker made a motion to form the 11 person committee to be named on June 29th, 2009 Agenda with Commissioner DeLozier seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

12. Discussion with possible action on presentation from Community Care representative Nachele Slavens concerning Rogers County Wellness Program –

Nachelle Slavens, Wellness Program Coordinator, Cindy Giddings, Director of Marketing and Mike O'Brien, Employee Benefits Professional were present. Power-point presentation was given by Ms. Slavens concerning an Employee Worksite Wellness Proposal for Rogers County. A Health Promotion Budget for 2009-2010 was also presented with incentives for employee participation. Chairman Helm requested the money that has been collected from the Cigarette Tax be transferred to a separate fund for Health Benefits Programs in the amount of \$60,000.00 with Commissioner Thacker seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

13. Approve/disapprove contract by and between Rogers County and Oklahoma Justice Services, Inc., operating the Garfield County Regional Juvenile Detention Center –

Commissioner DeLozier made a motion to approve the contract as presented with Chairman Helm seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

14. Approve/disapprove Interlocal Cooperative Agreement by and between Rogers County Sheriff's Office and Verdigris Police Department (Town of Verdigris) –

Commissioner DeLozier made a motion to approve the agreement as presented with Chairman Helm seconding the motion. Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

15. Approve/disapprove Resolution Form 2009-38 and Reimbursement Form directing County Treasurer to deposit funds from Rogers County Sheriff's Office in the amount of \$1875.74 for fuel reimbursement to District #1 into the One Cent Sales Tax Fund for distribution –

Commissioner DeLozier made a motion to approve the Resolution with Commissioner Thacker seconding the motion. . Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

16. Discussion with possible action on Engineering Contract by and between the Board of County Commissioners and Guy Engineering Services, Inc., for roadway improvement project on North 193rd East Avenue from SH-266 (Port Road) to East 76th Street North –

Disregard this item – was put on agenda twice. See item # 1 under Roads and Bridges

17. Approve/disapprove Application for Temporary Appropriations for the fiscal year ending June 30th, 2010 - (****Note this item was tabled from June 15th, 2009 meeting ****).

Chairman Helm stated he had spoken to Mr. Bill Turner, CPA and Rogers County Budget Maker for 2009-2010 and this is operating funds for July 1st, 2009. Commissioner Thacker made a motion to approve the Application for Temporary Appropriations with Chairman Helm seconding the motion. . Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

18. Discussion with possible action on renewal of property; equipment breakdown; inland marine; general liability; employee benefit plans administration liability; law enforcement liability; and auto physical damage insurance to become effective July 1st, 2009 through June 30th, 2010 with Burrows Agency, Inc - (****Note this item was skipped on June 15th, 2009 meeting ****)

Chairman Helm made a motion to table until June 29th, 2009 with Commissioner DeLozier seconding the motion. . Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

19. Discussion with possible action on Service Agreement by and between KellPro, Inc., and Rogers County Clerk's Office for fiscal year 2009-2010 –

Commissioner DeLozier made a motion to approve the Service Agreement as presented with Commissioner Thacker seconding the motion. . Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried

20. Approve/disapprove Facilities Access Agreement by and between Ergon Asphalt & Emulsions, Inc., and Rogers County Board of County Commissioners -

Chairman Helm stated Ergon Asphalts & Emulsions, Inc., have bought SemMaterials asphalt plant. All commissioners were in agreement that this was good for Rogers County. Chairman Helm made a motion to approve the Agreement with Commissioner DeLozier seconding the motion. . Roll Call: Helm – aye, Thacker – aye, DeLozier – 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)

Commissioner Thacker made a motion to approve payment for all Purchase Orders as presented with the exception of Purchase Order #908989 with Commissioner DeLozier seconding the motion. . Roll Call: Helm – aye, Thacker – aye, DeLozier – 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:

Commissioners Thacker made a motion to adjourn the meeting with Commissioner DeLozier seconding the motion. . Roll Call: Helm – aye, Thacker – aye, DeLozier – aye. Motion Carried and meeting was adjourned @ 12:27 p.m.

BOARD OF COUNTY COMMISSIONERS
ROGERS COUNTY, OKLAHOMA

By: _____
Peggy Armstrong, Rogers County Clerk

(SEAL)

****Notice of said meeting was filed in the Office of the County Clerk on Thursday, JUNE 11th, 2009, at 2:51p.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****