

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, March 8, 2010, at 9:00 O'clock A.M.

MINUTES

ITEM 1: CALL TO ORDER:

Chairman Kirt Thacker called the meeting to order at 9:01 A.M.

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

ITEM 3: FLAG SALUTE:

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

ITEM 4: PRAYER:

Commissioner Helm said a prayer.

ITEM 5: APPROVAL OF MINUTES: March 1, 2010

Chairman Thacker made a motion to approve the minutes from March 1, 2010, as presented with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-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 regarding Approval/Disapproval of Bi-Annual Inspections of County Road System Bridges in Rogers County, Oklahoma, invoice #66-BI-09, travel invoice, the INVS2 inspection form, invoice bridge listing report and ODOT Claim Form #324a for Guy Engineering Services, Inc., in the amount of \$12,684.52 in District #2 – (D#2)

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

2. Discussion with possible action regarding Approval/Disapproval of Easement for Public Highway by and between Freddie E. Burson, grantor and County of Rogers, grantee, on a tract of land located in the N/2 of the Northeast Quarter of Section 18, Township 19 North, Range 17 East of the I.B.&M., Rogers County, Oklahoma, containing 0.48 acres on Project #BRO-166D(140)CO, Job #21491(04) Parcel #1 – (D#3) and

a. Easement for Public Highway by and between Freddie E. Burson, grantor and County of Rogers, grantee, on a tract of land located in the Northwest Quarter of Section 17, Township 19 North, Range 17 East of the I.B.&M., Rogers County, Oklahoma, containing 0.50 acres on Project #BRO-166D(140)CO, Job #21491(04) Parcel #2 – (D#3) and

b. Temporary Easement by and between Freddie E. Burson, grantor and County of Rogers, grantee, on a tract of land in the Northwest Quarter of Section 17, Township 19 North, Range 17 East of the I.B.&M., Rogers County, Oklahoma, containing 0.12 acres on Project #BRO-166D(140)CO, Job #21491(04) Parcel #2.1 - (D#3) and

c. Easement for Public Highway by and between Freddie E. Burson, grantor and County of Rogers, grantee, on a tract of land located in the S/2 of the Southeast Quarter of Section 7, Township 19 North, Range 17 East of the I.B.&M., Rogers County, containing 0.28 acres on Project #BRO-166D(140)CO, Job #21491(04) Parcel #3 – (D#3)

NOTEItems #2, a, b & c were approved by the Board on February 8, 2010, but legal counsel advised the County Clerk, they were not sufficient for recording in the land records of the County Clerk's Office***

Documents have been corrected and filed in the land records of the County Clerk's Office and are being acknowledged in the Commissioner's meeting for public record so they may be entered into the official minutes of the Board of County Commissioner's meeting – (D#3)

Chairman Thacker reported these documents were originally approved by the Board on February 8, 2010, but legal counsel advised they were not sufficient for recording in the land records. They have now been corrected and Chairman Thacker made a motion to approve with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

3. Discussion with possible action regarding Approval/Disapproval of Easement for Public Highway by and between William H. & Opal L. Miller, husband and wife as grantors and County of Rogers, as grantee, on a tract of land located in the S/2 of the SW/4 of Section 8, Township 19 North, Range 17 East of the I.B.&M., Rogers County, Oklahoma, containing 0.28 acres more or less on Project #BRO-166D(140)CO; Job piece #21491(04); Parcel #4 – (D#3) and

a. Temporary Easement by and between William H & Opal L Miller, husband & wife, as grantors and County of Rogers, grantee, on a tract of land located in the S/2 of the SW/4 of Section 8, Township 19 North, Range 17 East of the I.B.&M., Rogers County, Oklahoma, containing 0.32 acres on Project #BRO-166D(140)CO; Job #21491(04); Parcel #4.1 AND Donation Certificate-Agree to Donate – (D#3)

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

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. Consolidated Rural Water District #1, Nowata & Rogers Counties – boring ¼ mile south of county road EW/320 on county road NS/4180 in Section 24, Township 24 North, Range 16 East of the I.B.&M., Rogers County, Oklahoma – (D#1)

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

ITEM 13: CLAIMS:

1. Salaries – Shirley Kizer - \$224.00

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

2. Attendant Care – None presented.

ITEM 14: BLANKET PURCHASE ORDERS:

1. Materials, Supplies, Parts, Groceries & Prescriptions –

District #3: R & S Auto Parts, \$500.00 – Chairman Thacker made a motion to approve the blanket purchase order as presented with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

2. Orders Exceeding Amount of Issuance – None presented.

ITEM 15: AGENDA ITEMS:

1. Discussion with possible action regarding Approval/Disapproval of William W. Barnes Children's Advocacy Center requesting permission to place banners on the lawn of the courthouse property during April, Child Abuse Prevention Month – (Comm. Office)

Bobbie Cary, Resource Development Director with William W. Barnes Children's Advocacy Center, P.O. Box 1889, Claremore, Ok 74018, explained the center was requesting permission to place banners again on the courthouse property during April, Child Abuse Prevention Month, April 5th through 30th. Commissioner DeLozier made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

2. Discussion with possible action regarding Approval/Disapproval of Citation commending Jack D. Mooney for doing an outstanding job of serving the citizens of Rogers County and surrounding area during his 9+ years on the City of Tulsa-Rogers County Port Authority Board of Directors – (D#1)

Commissioner DeLozier explained Mr. Mooney is retiring and he is District #1's appointment and would be presenting the citation at their regular board meeting on March 18, 2010. Commissioner DeLozier made a motion to approve with Chairman Thacker seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

3. Discussion with possible action regarding Approval/Disapproval of Contract for Professional Appraisal Services by Rogers County, Oklahoma on behalf of the Rogers County Assessor and Thos. Y. Pickett & Company, Inc. – (Assessor)

Chairman Thacker reported Assessor Melissa Anderson requested this item be tabled for one week and Chairman Thacker made a motion to table for one week (March 15th) with Commissioner DeLozier seconding the motion. Assistant District Attorney, Barry Farbro, stated he recommended to the Assessor she use the pre-approved independent contractor's agreement and attach the contract from Thos. Y. Pickett & Company, Inc., as an exhibit showing the scope of work and services. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

4. Discussion with possible action regarding Approval/Disapproval of Claim to State of Oklahoma against the Ad Valorem Reimbursement Fund, per Title 62 O.S § 193 for loss of revenue due to exemption of new or expanded manufacturing facilities in 2008 for 2009 tax year in the amount of \$945,213.00 – (Assessor)

Melissa Anderson, Rogers County Assessor, explained this claim was for the 2009 five (5) year manufacturers exemptions that needs to be turned into the Oklahoma Tax Commission before March 12, 2010, and we are asking the state to reimburse us for. Commissioner DeLozier inquired if the county ever receives the funds and how long does it take? Anderson answered approximately a year to year and a half and the county receives in pieces, not usually as a lump sum. Commissioner DeLozier made a motion to approve with Commissioner Helm seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

5. Discussion with possible action regarding Approval/Disapproval of Resolution #2010-10 and Reimbursement form directing County Treasurer to deposit funds from Rural Water District No. 4 in the amount of \$1,032.81 into the one-cent sales tax fund for distribution for District #2 – (Comm. Office)

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

6. Discussion with possible action regarding Approval/Disapproval of Reimbursement form as per Resolution #2009-76 directing County Treasurer to deposit funds from Sheriff's Office for fuel reimbursement in the amount of \$496.09 into the one-cent sales tax fund for distribution for District #3 – (Comm. Office)

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

7. Discussion with possible action regarding update from Bob Anderson, Emergency Management Director, for the submission of the Rogers County Hazard Mitigation Plan by Grand Gateway to Oklahoma Emergency Management and FEMA – (EM)

Chairman Thacker explained Bob Anderson called in sick today and made a motion to table this item for one week (March 15th) with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-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 -

None presented.

ITEM 17: NEW BUSINESS:

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

ITEM 18: PAYMENT OF PURCHASE ORDERS FROM ALL DEPARTMENTS:

(Materials, Supplies, Parts, Groceries & Prescriptions)***NOTE***see attached list of all claims that were approved for payment by the Board of Monday, March 8, 2010***
Chairman Thacker made a motion to approve payment of all purchase orders from all departments as presented with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried.

ITEM 19: RECESS OR ADJOURNMENT:

Chairman Thacker made a motion to adjourn the meeting with Commissioner DeLozier seconding the motion. Roll Call: Thacker-aye, DeLozier-aye, Helm-aye. Motion carried and the meeting adjourned at 10:11 A.M.

BOARD OF COUNTY COMMISSIONERS
ROGERS COUNTY, OKLAHOMA

By: _____
Peggy Armstrong, Rogers County Clerk

(SEAL)

Notice of said meting was filed in the Office of the County Clerk on Thursday, March 4, 2010, a t3:46 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.